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Lansing, Michigan 48933

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1

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceeding, January 7, 1980

The Honorable G. Mennen Williams conducted the Swearing in Ceremony for the four councilmen elect.

CITY COUNCIL ROOMS

Lansing, Michigan
January 7, 1980

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by the Deputy City Clerk.

Present: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington—8.

Absent: None.

The Deputy Clerk announced that a quorum of the Council was present.

Invocation was given by Reverend William H. Work, Executive Director of the Lansing Area Council of Churches.

**INSTALLATION PRAYER
LANSING CITY COUNCIL
MONDAY, JANUARY 7, 1980**

Eternal God, we are assembled here at

the hub of authority in our fair city to honor four of our number who have been elected—or returned—to places of responsibility in our city's government.

It seems appropriate, Lord, that we lift our voices in praise and adoration of your will for us. In your great providence, Father, the founders of our nation instituted the selection of men and women out of the ranks of citizenry, to shoulder the tasks of representation of the people at this and other levels of society.

Your Holy Word bids us to submit to the judgments of women and men elevated to high office.

We pray your blessing, therefore, be upon:

Pat Lindeman

Sid Worthington

Lou Adado

and Terry McKane

...and upon the incumbent members of this City Council;

...and upon our Mayor, Gerald Graves and the several scores of persons in this administration.

May each and all of these chosen persons be led to exercise the wisdom and daring of the prophets of old, and may they have the strength and compassion of the Good Shepherd, in the pursuit of their labors.

AMEN.

Pledge of Allegiance was led by Councilman Gunther.

By Committee of THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the Charter of the City of Lansing designates the first regularly scheduled meeting of each year as the annual organizational meeting; and

Whereas, two persons from the membership are to be selected to serve as Council President and Council Vice President, respectively;

Now, Therefore, Be It Resolved the City Council of the City of Lansing, hereby selects Councilman Louis Adado to serve as Council President for a term of one year; and

Be It Further Resolved the Council hereby selects Councilman Terry McKane to serve as Council Vice President for a term of one year, and act in the absence of the presiding officer.

Adopted by the following vote:

Unanimously.

By COUNCILMAN McKANE—

That the council proceedings of November 26 and December 3, 1979 be approved and Carried.

January 2, 1980

Miss Theo Fulton

Lansing City Clerk

9th Floor, City Hall

Lansing, Michigan 48933

Dear Miss Fulton:

Attached is my Veto Message dealing with the resolution of denial of Delta Township's request to delete a portion of the township from the City's sanitary sewer service area.

It is submitted to you in accordance with Section 3-305 of the Lansing City Charter

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of The Whole.

January 2, 1980

Honorable Council President Louis Adado and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

At the City Council session of Thursday, December 27, 1979, by a resolution of the Physical Development Committee, City Council denied a request of Delta Township to remove a portion of Delta Township from the City's agreement to provide sanitary sewer service. The area under consideration begins one-half mile west of Waverly Road and continues westerly, north of the Grand River to the northern township boundary.

Delta Township formally requested this change on July 7, 1978, and since the change of the City Charter, this matter has been with the Committee on Physical Development. The Council resolution addresses a lack of information on which to approve the township's request; however, the Committee chairman did not even request information until July 12, 1979, received in the Mayor's Office July 19, 1979. Staff attended his committee meetings upon his request, and subsequently the subject was dropped from the agenda. Staff was identified in a memo to him as available to discuss the subject to meet his needs.

In particular, the request of Delta Township should be granted because:

- 1) The area in question is directly north (across the river) from the township's treatment plant, and by providing a river crossing, the township is better able to serve this area because of proximity to its plant.
- 2) For the City to serve this area, considerable expense must be realized for sewer extensions. For the first half-mile west of Waverly Road, not a part of the request, City sewer service is already adjacent and no extensions would be necessary.

- 3) Because of stronger laws regarding annexation, plus rulings of the State Boundary Commission, annexation is not a valid concern for the area in question, and should not be considered a reason for denial of the township's request.
- 4) With the City's current prohibition on sewer extensions from the Department of Natural Resources, the City could not extend sewers at this time anyhow. This could put the City in a position of being in violation of its contract with Delta Township to provide service to this area.
- 5) In all probability, Delta Township could go to the DNR and force the City to remove this area from the sanitary service agreement.

For the above reasons, I have vetoed the resolution of December 27, 1979, and recommend that Council concur in the request of Delta Township that has been before the City of Lansing for nearly 18 months.

Sincerely,

GERALD W. GRAVES,
Mayor.

January 2, 1980

Miss Theo Fulton

Lansing City Clerk

9th Floor, City Hall

Lansing, Michigan 48933

Dear Miss Fulton:

Attached is my Veto Message dealing with the Resolution approving the immediate purchase of all commercial properties within the boundaries of the Capitol Commons Project Area, as sponsored by the Physical Development Committee of City Council, and unanimously approved by you on Thursday, December 27, 1979.

It is submitted to you in accordance with Section 3-305 of the Lansing City Charter.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to the Committee of The Whole.

January 2, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

On Thursday, December 27, 1979, you approved by an 8-0 vote a Resolution from the Committee on Physical Development which authorized the immediate purchase of all commercial properties within the boundaries of the Capitol Commons Project Area.

During the discussion, preceding the approval, the then Council Member Richard Baker advised you that "someone in the Administration was asleep on the job and should have purchased the several commercial establishments before now," and that "a pot of money to relieve the pressure on the commercial establishments in the Capitol Commons Project Area was available." The then Council Member proposed taking the funds appropriated for the Sanitary Sewer Fund and Community Development Fund to purchase the commercial properties and then repay said funds at a later date from the sale of Capitol Commons properties. Simultaneously, Councilman Terry McKane proposed an amendment, which was approved, directing the Mayor to request a transfer of funds if necessary.

Please be advised that the approved Resolution is contrary to the Acquisition Plan approved by the Capitol Commons Citizens' District Council, and approved by you on April 21, 1979.

The Citizens' District Council, after much discussion, recommended that the commercial property located at the southeast corner of the project area be reused in conformance with the Capitol Commons Development Plan by either:

1. The reuse of the building by the property owner in conjunction with the proposed commercial center development; or
2. The future acquisition of the property by the City or the project developer.

Acquisition of this property by the City should occur subsequent to the acquisition of the residential properties on the western side of the development area.

The revised acquisition program is shown on Map 15 (see attached).

Since there is presently no funding for this additional acquisition activity, the Council recommended that City staff actively pursue additional funding for that purpose.

Please note that the commercial property was granted a second priority, instead of a first priority as contained in the approved Resolution.

The minimum costs estimated for the acquisition of commercial properties within the Capitol Commons Area is as follows:

PROJECT COSTS

	Estimated Purchase Price	Acquisition Expenses	Relocation	Demolition
606 W. St. Joseph	\$100,000	\$ 5,000	\$—0—	\$ 3,000
533 S. Butler	30,000	5,000	5,000	3,000
834 W. St. Joseph	21,000	5,000	10,000	3,000
609 S. Butler	15,000	5,000	5,000	3,000
844 W. St. Joseph	16,000	5,000	5,000	3,000
	<u>\$182,000</u>	<u>\$25,000</u>	<u>\$25,000</u>	<u>\$15,000</u>
TOTAL COST — \$247,000				

The Redevelopment Department, which is charged with the acquisition of all Capitol Commons properties, advises that in regard to the aforementioned project costs the legal representative for one of the commercial properties has requested a payment of \$2,500,000, based on what he termed "capitalized profits over a 20 year period the proposed business could expect to be in operation." In other words, a court suit is on the horizon.

could be used for property acquisition. However, the contract is not finalized or approved by anyone, including the City of Lansing and while a spring closing and start of construction is possible and desirable, it cannot be guaranteed.

APPROPRIATENESS OF THE ACQUISITION

While it is desirable that all of the remaining properties in Capitol Commons be purchased (the Development Plan calls for this), it is difficult to justify giving preference to any particular property owner or group before others who are also anxious to sell their property to the City of Lansing.

According to the Redevelopment Director, all of the aforementioned was presented to the Committee on Physical Development on December 19, 1979, especially the fact that "no funds were available for commercial acquisition" without jeopardizing the timetable for the project, including the acquisition of 30 houses remaining in the area.

Therefore, unless funds are located for said acquisition, the approved Resolution, which promises City action, is misleading to the property owners involved and an affront to the remaining property owners who also wish to have their properties purchased. In short, the Resolution actually does more harm than good.

I am placing my veto over this Resolution for the aforementioned reasons and I am doing so in accordance with Section 3-305 of the Lansing City Charter.

Sincerely,

GERALD W. GRAVES,
Mayor.

PUBLIC HEARING

January 7, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed ordinance of the

SOURCE OF FUNDS

No funds are currently appropriated for acquisition of these properties.

Six hundred and seventy-five thousand dollars (\$472,000 in Community Development funds and \$203,000 from the Sanitary Sewer Fund) is appropriated for Public Improvements. Plans and specifications are being prepared for bidding with construction scheduled to begin in Spring, 1980. The Community Development funds could be used but would be subject to a plan amendment and HUD approval and would delay the construction of necessary public improvements, a change which would delay the project by months.

Redevelopment Division and Planning Department staff members are preparing supporting documentation for an Urban Development Action Grant proposal to fund additional acquisition in Capitol Commons and are studying the possibility of acquisition and development of the area between Butler and Logan. Should the City decide to submit a proposal and if it is funded, funds would be available in six (6) months.

If this proposal is successful, none of the funds expended prior to the approval of the Urban Development Action Grant would be reimbursable, according to the Federal Grants Coordinator.

The contract for sale of land between the City of Lansing and the E.J.S. Housing Partnership is being negotiated. Sale of the land will result in cash proceeds which

City of Lansing, Michigan, be amended by adding a new section to be numbered 17-6.1 prohibiting defecation by dogs or cats on public or private property except all droppings are immediately removed.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed ordinance he had the privilege of speaking at this time.

Referred to Committee on General Services.

PUBLIC HEARING

January 7, 1980 at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed ordinance providing that Chapter 2 of the Code be amended by adding a new Chapter 2B containing subsections 2B-1 through 2B-5 inclusive, to provide for an ordinance detailing planning and budgeting processes for the Capital Improvements Plan, hereinafter referred to as the Capital Development Program. As required by Article VII, Section 7-109 of the Lansing City Charter: to provide for coordinated implementation of the City's Physical Development Projects and Programs over a six year period: and to facilitate in the preparation of an annual Capital Improvement Program, and to assist in the annual preparation of the Capital Improvements Budget.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed ordinance he had the privilege of speaking at this time.

Referred to Committee on Physical Development.

HEARING ON PROPOSED SPECIAL USE PERMIT

January 7, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on a special use permit as provided for in the Zoning Code which was passed by the City Council on November 13, 1958, said special use permit being as follows:

That the property described as:

SUP-9-79 — Vacant land in the 5800 block of S. Washington Avenue.

For living units for physically handicapped adults.

The President announced that if there was anyone present who had any suggestions or objections to make to the proposed special use permit provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed special use permit.

The following persons spoke in favor of the special use permit:

George Anderson, 1116 Gordon Avenue.

Nancy Anderson, 1116 Gordon Avenue.

Charles Kanner.

Roger Cochran, 12442 Torrey Rd., Fenton, Michigan.

Referred to Committee on Physical Development.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON NON-AGENDA ITEMS; YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

Gary Andrews, 627 N. Pennsylvania Avenue spoke and presented a brick from the Reo Club House.

COMMUNICATIONS AND PETITIONS

Summons filed in Civil Action in the U.S. District Court by Casimir Frank Staszuk, vs Paul Weidner, Dean Crispin, David Kuerbitz, James C. Younglove, Donald Defour, Patrick Wilson and the City of Lansing in connection with unlawful arrest.

Referred to Mayor, City Attorney.

Summons filed in Circuit Court by Donald E. Benda vs City of Lansing in connection with a rezoning petition.

Referred to Mayor, City Attorney.

Claim filed by John D. Mills for damage to automobile due to hitting a pot hole in the 6000 block Kaynorth St.

Referred to Mayor, City Attorney.

Petitions filed for rezoning:

Z-1-80 —

Lot 5 Beaujardin No. 3 a subdivision on the S.E. ¼ of Section 35, T4N, R2W, City of Lansing, Ingham County, Michigan from a "CUPU" Community Unit Plan District to "DM-1" Multiple Dwelling District — (N.E. corner of Jolly Rd. and Belle Chase Blvd.).

Z-2-80 —

From a point on the North line of Section 31, T4N, R2W, City of Lansing, Ingham County, Michigan, 1760 ft. West of

the N.E. corner of said Section 31 said point being the intersection of the centerline of Ingham Street and Holmes Rd., thence East 266.3 ft. on the North line of said Section 31 to a point 160 feet West of the N/S $\frac{1}{4}$ the line of the N.E. $\frac{1}{4}$ of said section 31, thence South approximately 33 feet to the south line of the Holmes Rd. r/o/w as a point of beginning; thence South 182 feet parallel to said N/S $\frac{1}{4}$ line, thence West 150 feet parallel to the North line of Section 31, thence North 182 feet more or less to the South line of Holmes Rd., thence East 150 feet to the point of beginning also from a point on the North line of Section 31, T4N, R2W, City of Lansing, Ingham County, Michigan, 1760 feet West of the N.E. corner of said Section 31, said point being the intersection of the centerline of Ingham St. and Holmes Rd., thence East 266.3 feet on the North line of said Section 31 to a point 160 feet west of the N/S $\frac{1}{4}$ the line of the N.E. $\frac{1}{4}$ of said Section 31, thence South approximately 215.1 feet to point of beginning; thence South approximately 133.9 feet (to Glenbrook r/o/w) parallel to said N/S $\frac{1}{4}$ line, thence West 150 feet parallel to North line of Section 31, thence North 133.0 feet, thence East 150 feet to point of beginning, City of Lansing, Ingham County, Michigan, from "J" Parking and "B" One Family Residence District to "C" Two Family Residence and "A" One Family Residence Districts (2727 West Holmes Rd.).

Z-3-80 —

Commencing 273' East of Northwest corner of Lot 1, thence North 111.75 feet to most northerly corner of Lot 1, Southeastery 244.33 feet to Northeast corner Lot 1, Southwesterly 140.48 feet along East line of Lot 1, Northwesterly to point of beginning, Mt. Vernon Park, City of Lansing, Ingham County, Michigan, from "F" Commercial District to "G-2" Wholesale District — (5215 North Grand River Avenue).

Referred to Mayor, Planning Board.

Requests filed for special 24-hour liquor permits for:

The Michigan Chapter of the National Electrical Contractors Association, Inc., January 26, 1980—National Guard Armory.

Auto Body Credit Union — March 15, 1980 — National Guard Armory.

Referred to Committee on General Services, Mayor.

State of Michigan—Liquor Control Commission submits application for Edward E. Jones, Jr., for a new full year Class "C" license to be located at 6535 S. Cedar St.

Referred to Committee on General Services, Mayor.

Oldsmobile Outdoor Club submits an application for a non-profit organization to obtain a Bingo license.

Referred to Mayor, Committee on General Services.

Ace Wrecking Co. request for establishment of an Industrial Development District at 811 Randall St.

Referred to Mayor, Economic Development Corporation.

A&E Printers and Mailers, Inc., submits application for an Industrial Development District at 3612 N. East St.

Referred to Mayor, Economic Development Corporation.

Letter from Maire, Bossenbrook and Hughes in regard to requesting for the abandonment of a parcel of property along Tecumseh St. and Grand River Avenue.

Referred to Mayor, Planning Board.

Consumers Power Co. submits notice of public hearing for January 7, 1980.

Received and placed on file.

Letter from Clyde Anderson relative abandoned and wrecked cars parked in neighborhood yards.

Referred to Mayor.

Letter from Georgia Beachman submitting a complaint against the Building Department and assessment in property at 1230 W. Lenawee St. for the cleaning up of debris.

Referred to City Attorney, Mayor.

MAYOR COMMENTS ON ANY ITEM ON THE AGENDA:

The Mayor spoke on his veto messages also on Letter No. 13 under communications which has been taken care of.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING ITEMS LISTED ON THE AGENDA: COMMUNICA-

TIONS AND PETITIONS, COMMITTEE REPORTS, REPORTS OF CITY OFFICERS AND BOARDS, AND RESOLUTIONS. YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

Camille Abood, Attorney, spoke in regard to Capitol Commons Project and the purchase of property by Don Benda.

**REPORTS OF CITY OFFICERS
AND BOARDS**

December 20, 1979

Honorable Gerald W. Graves and Members
of the Lansing City Council

City Hall

Lansing, Michigan 48933

In re: Evaluation Report from Lansing
Planning Board

Dear Mayor Graves and
Members of the City Council:

This communication is to provide the Mayor's Office and the Lansing City Council with the Planning Board's comments regarding the policies and work program activities of the Lansing Planning Department. While the Lansing Planning Board is not strictly defined as an Advisory Board in the current Lansing City Charter, the Board members felt it pertinent to submit comments and recommendations which might assist the Mayor and City Council in reviewing the work program and budget for the Lansing Planning Department for fiscal 1980-81.

While the long range physical development objectives of the City of Lansing are detailed, or being detailed, in the various master plan amendments currently being undertaken by the Lansing Planning Department (such as the River Island and Southwest Plans), the short range or yearly objectives are delineated within the annual work program activities and budget as submitted by the Planning Department. The Planning Department performs a unique role in city government in that it provides planning services in a wide range of areas such as housing, transportation, community facilities, economic development, environmental assessment, water front development, neighborhood development, zoning and platting, zoning code enforcement, comprehensive planning, as well as support to various state and federal programs through the U.S. Department of Housing and Urban Development, Economic Development Administration, and the Michigan State Housing Development Authority. On a yearly basis, the Planning Board recommends, and the Mayor and Council reviews and approves, a work program for the department which best represents the establishment of yearly priorities for the implementation of the Comprehensive Development Plan. The Planning Board, therefore, believes that the annual work program

priorities represent an accurate reflection of the goals and objectives of the Planning Department.

Currently, the Planning Department has 35 professional and support staff members (reduced from 43 staff persons in 1978), who provide planning services through six major divisions within the Planning Department. Since the budget submission for fiscal 1979-80, which was submitted on December 19, 1978, the Planning Department has had numerous additions to this work program which have demanded realignment of staff positions and commitments of staff time which were not anticipated within that fiscal 1979-80 document. Specifically, the Planning Department was mandated to support four coordinating committees which were established to solve particular physical development problems. Those committees were: the Mayor's Arena Committee, the City/State Development Team, the Urban-dale Task Force, and the Downtown Parking Committee. Each of these committees are demanding substantial staff commitments on the part of the Planning Department and will require a reestablishment of the work program priorities originally submitted.

In addition to these committees, the Planning Department has expended enormous amounts of staff time on certain projects which were either not anticipated in last year's budget or which developed specific problems that required continued support from the Planning Department. Those projects are: Lansing General Hospital Circulation Study, continued amendments to the Diamond Reo Title IX application, the addition by the Mayor's office of numerous additional responsibilities for the Community Development Program, the Kingsley East Project which was established by City Council as a priority in the Community Development application, the Neighborhood Improvement Program Grant application to the Michigan State Housing Development Authority, and the Capitol Park Hotel Rehabilitation project which is designed to provide 100 additional housing units for the elderly. While these are certainly important issues for the Lansing community, the Planning Board wishes the Mayor and City Council to know that the administration of the Planning Department has had to make major adjustments within their work program priorities to insure that the deadlines and obligations to these various committees and physical development projects were met in an efficient and effective manner.

Even with these additional responsibilities, the Planning Department was able to make major strides toward accomplishing many of the major physical development goals established as part of the physical 1979-80 work program. In summary form, these accomplishments are:

1. 100 Block Development — Continuous staff work with the federal and local governmental officials as well as the private sector has enabled a hotel/office complex package to be tentatively scheduled for finalization in early 1980.

2. UDAG Application — the application will be completed in early 1980 to allow construction of the exhibition facility which is a primary component of the 100 Block Development.
3. Mayor's Economic Development Advisory Group — Review of all tax abatement requests under P.A. 198 and 255. The Planning Department reviewed 20 tax abatement requests in calendar year 1979. In addition, the department processed eight requests for financing from the Economic Development Corporation. This is a new area of responsibility and represents a major commitment of staff time on the part of the Department.
4. Citizen District Council support to NDA's 1, 2 and 3 — under direction from the Mayor's office, the planning Department is providing all planning and citizen participation support, as well as coordination activities to the Community Development Block program currently under way in these neighborhood development areas.
5. Citizen District Council No. 4 — The Planning and citizen participation activities for Neighborhood Development Area No. 4 were initiated in September, 1979, and the plan is expected to be ready for adoption by City Council in the spring of 1980, with implementation to follow.
6. Motor Wheel EDA Title I—This grant will allow a major industrial employer within the Lansing area to retain employment and expand logically into a formerly blighted residential area. This project is a combination of several funding sources and represents a unique approach to industrial stabilization and neighborhood renewal.
7. Southwest Master Plan — The District Planning Committees and the Area Planning Committee have been formed staff is currently working with these in the southwest area and the Planning citizens' groups to formulate a Land Use plan which they will recommend to the Mayor and City Council.
8. Capitol Park Hotel Elderly Proposal—Based on a request from the Mayor's office, the Lansing Planning Staff has been working with a developer from Cleveland, Ohio, to provide an additional 100 units of elderly housing through the rehabilitation of the Capitol Park Hotel in downtown Lansing. Staff is currently working with the developer and representatives from Federal Housing Administration to finalize this project plan.
9. Truck Route Plan — The Planning Board recommended a truck route map and ordinance to the Mayor and City Council in mid-1979, those issues currently reside within the Physical Development Committee of City Council.
10. Logan Corridor Environmental Impact Statement — The Planning staff has completed research and writing on the environmental impact statement for Logan Corridor and currently await review by the federal government.
11. Downtown Transportation Terminal—The Planning staff has secured funding within the State budget for construction of a downtown intermodal transportation terminal. The construction date of this terminal will be determined when a final site approval recommendation is received from the State of Michigan.
12. Mayor's Transportation Advisory Committee — The Planning staff, along with representatives from the Public Service Department, continually review those projects and programs which have major impact on the transportation system of the City of Lansing. This committee functions effectively and enables the Mayor's office to receive a consolidated opinion from all municipal departments regarding various transportation issues.
13. Fence Ordinance — The Lansing Planning Department prepared a fence ordinance as a portion of the Zoning Code and worked with the Mayor's office and the Physical Development Committee of City Council to ensure its adoption and eventual implementation on a regular basis.
14. Support to Physical Development Committee of Council — The Planning Department provides staff support in the areas of zoning, platting, community development and other physical development issues for that particular council subcommittee on a weekly basis.
15. Zoning Code Enforcement — The Lansing Planning Department contains a staff of 6 zoning inspectors who work on a coordinated program of enforcement throughout the city to ensure that the proper zoning code compliance is achieved on a regular basis.
16. Rezoning and BZA Analysis — The Lansing Planning Department and Planning Board have processed 56 zoning appeals, and 13 special use permits during the calendar year, 1979.
17. Subdivision Analysis — The Lansing Planning Department and Planning Board have processed 10 subdivision plats and 43 lot splits for calendar year, 1979.
18. Draft Zoning Ordinance — The Lansing Planning Department has prepared a draft zoning ordinance which will be presented at public hearings prior to referral to the Mayor and City Council.
19. Public Act 285 Reviews — The Lansing Planning Board has performed 28 reviews under Public Act 285 which requires a review of the purchase, sale, expansion or transfer of public property.

20. Front Yard Parking Review Committee — The Planning Department has provided staff support to the Front Yard Parking Review Committee and has assisted that committee in processing 25 applications for calendar year, 1979.
21. Board of Zoning Appeals — The Lansing Planning Staff has provided staff support to the Board of Zoning Appeals and has enabled it to handle 34 appeal cases for calendar year, 1979.
22. Citizen Groups Support — Lansing Planning Department provides staff support to 6 citizen groups in an effort to assist them in understanding the physical development issues which confront their respective neighborhoods.
23. Neighborhood Improvement Program Loan and Grant Program — The Lansing Planning staff has submitted and subsequently awarded 2 grants under the neighborhood improvements program through the Michigan State Development Authority. These monies will assist residents in eligible target areas to receive loan and grant funds to rehabilitate their homes.
24. Planning Board Meetings — The Lansing Planning Board, along with support from Departmental staff, held 21 regular meetings during calendar year 1979. At these meetings, 80 public hearings were held which dealt with such land use issues as rezoning, subdivision development, special use permits, and neighborhood development projects. In addition, the Board held 26 special subcommittee meetings involving the Executive Committee, Urban Development Committee and the Zoning Committee.
25. Capitol Commons Developer Selection— The Planning Board and departmental support staff assisted the developer selection process for the Capitol Commons residential redevelopment project. Board members, in addition to substantial staff input, reviewed the final four major development proposals and recommended a final choice to the Mayor and City Council.

The Planning Department, since the submission of the fiscal 79-80 budget, has reduced its total staff from 43 professional and support positions to 35 professional and support positions. The reductions in staff were accomplished by eliminating 6 positions funded by the CETA program, and eliminating 2 positions funded by the Community Development Block Program. Even with this staff reduction, the Planning Department has been able to accomplish the primary objectives outlined in the fiscal 79-80 work program as well as assume new duties assigned by the Mayor's office. As stated previously, one of the major areas of new responsibilities for the Planning Department during this fiscal year has been the assumption of coordination responsibilities for the Community Development Grant Program. In essence, the Planning

Department has assumed major responsibilities previously performed by the Office of Community Development prior to the reorganization plan implemented by the Mayor in 1978. Even with these additional duties, the Planning Department has fulfilled federal, state and Lansing Charter responsibilities in an efficient manner.

The Planning Board believes that the implementation by the City of Lansing of the new classification and compensation system, as recommended by the Hay Associates, has caused some inequitable compensation rates and classifications within the Planning Department. Specifically, the compensation and classification rates for the six major divisional coordinators within the department should be equalized, because of their similar responsibilities. In addition, certain adjustments in classification should be made to one other staff position so that responsibilities versus compensation are more reasonable. The Planning Board has suggested to the Planning Director that he pursue a resolution to these matters.

In conclusion, the Planning Board believes that the Planning Department is providing a very effective, professional level of staff support to the Planning Board so that legal responsibilities under state law and the Lansing City Charter can be met. In addition, the Planning Board believes that the Planning Department has assumed major, additional responsibilities over the past months and that these have substantially added to the work program activities within the Department. Any additional reductions in staff support to these various activities are not recommended, and would realistically mean a reduction in support to the Planning Board as well as a reduction in support to various projects and programs mandated by the Mayor and City Council. Such staff reductions would, in the opinion of the Planning Board, not be in the best interest of the Lansing community. Further, the Board recommends a resolution to the inequities created by the implementation of the new compensation and classification plan. The Planning Board stands ready to discuss these recommendations with the Mayor and City Council.

Sincerely,

GORDON CORNWELL,
Vice Chairman,
Lansing Planning Board.

Referred to Committee on General Services.

DATE: 12/28/79

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Building Safety & Development Director. Re: Trash Removal Assessment.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

By COUNCILMAN BLAIR—

That we concur in the recommendation and this assessment be placed on the July tax rolls.

Carried.

DATE: 12/27/79

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Planning Director.
Re: Rules of Procedure for the Lansing Planning Board.

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Referred to Committee on General Services.

January 3, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

Presently before us are two major matters, both of which will have gigantic financial impacts of such severity that it will take years for the City of Lansing to recover. The two issues in question come as mandates from the Department of Natural Resources of the State of Michigan, one being the wastewater discharge problem, and the second being the Aurelius Road Landfill contamination problem.

The Phase II Investigation of the Aurelius Road Landfill, prepared for the City of Lansing by the Snell Environmental Group and Keck Consulting Service, Inc., pegged the cost of eliminating contamination from that facility at \$2,284,000. This amount equates to almost \$3.00 per \$1,000 of assessed valuation. This amount of money could ordinarily be handled within the City's financial capabilities over a several year period ----- however, the Department of Natural Resources of the State of Michigan is now indicating that it will not provide the City of Lansing such time to accumulate the dollars necessary. Therefore, our only alternatives seem to be (a) to have a combination of a property tax rate in-

crease with some lay-offs of City employees, or (b) to float a General Obligation Bond for the amount of dollars immediately necessary with repayment made over a period of years. Presently, we are researching the legality of a General Obligation Bond, such bond having questions because of the restrictions of the State Constitution of the State of Michigan. The wastewater discharge issue (separation of sewers) has an estimated cost tag of \$200,000,000. A large part of this cost, hopefully, will be burdened by the Federal government. In fact, I anticipate that the Facilities 201 Plan approval by the Federal government should be received by the City of Lansing within a matter of days.

In regard to the earlier mentioned Aurelius Road Landfill contamination problem, another matter enters the picture. Within the immediate ending of winter, and because of the contamination within the area immediately attached to the Aurelius Road Landfill, it will be necessary for the City of Lansing (Public Service Department and Board of Water and Light) to expend in excess of \$92,000 to install water mains and service connections in Aurelius Road to service ten (10) residential and commercial units in the area. The approximate cost to the General Fund of the City of Lansing will be \$40,300 and the cost to the Board of Water and Light should be \$52,300, with the property owners paying an additional \$8,500.

The Public Service Department staff and the City's consultants are meeting with the Department of Natural Resources of the State of Michigan on January 7, 1980, to clarify the scheduling and commitments the City must undertake to correct the Notice of Violation. The DNR has also indicated they would have a written response to the City in reference to the scheduling of corrective action that must be taken at the Aurelius Road Landfill site by January 9, 1980.

These are pressing problems, and were not created by you or by me, but need your immediate attention. Therefore, I am requesting that you hold a special meeting after January 9, for the purpose of receiving a status report from the Public Service Department staff and the City's consultants. Please advise of the date and time so that I may, in turn, advise staff and consultants.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

DATE: 1/3/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group. Re: Andy

Robert's request for establishment of Commercial Redevelopment District.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

RESOLUTIONS

By Committee of THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, plans are being made for the 1980 Labor Day Weekend; and

Whereas, Lansing's Friends of the Rivers and the State Journal have consented to be co-sponsors of the event to be called "Riverfest 80"; and

Whereas, the success of the 1st annual Riverfest 80 is dependent upon the cooperation of the City of Lansing, specifically the Department of Parks and Recreation;

Now, Therefore, Be It Resolved the City Council of the City of Lansing does hereby indicate its intent to be a co-sponsor of Riverfest 80 to be held in Riverfront Park on August 30th through September 1st subject to final fiscal transfers being approved by this Council.

Adopted by the following vote:

Unanimously.

By COUNCILMAN McKANE—

Resolved by the City Council of the City of Lansing:

That the proposed Policies and Procedures submitted by the Lansing Planning Board be referred to the Committee on General Services for review and report back to the entire Council; and

Be It Further Resolved the proposed Policies and Procedures shall not be effective until such report is made and any other actions deemed appropriate be completed.

Adopted by the following vote:

Unanimously.

By Committee of THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the City Council of the City of Lansing has been represented on the Tri-

County Regional Planning Commission by three of its members; and

Whereas, the desire of the Council is to continue this representation;

Be It Therefore Resolved the City Council of the City of Lansing does hereby appoint Councilmembers Lucile Belen, Jack Gunther, and Pat Lindemann to represent the City of Lansing and serve on the Tri-County Regional Planning Commission.

Adopted by the following vote:

Unanimously.

By COUNCILMEN GUNTHER and BLAIR—

Resolved by the City Council of the City of Lansing:

That the following transfers be made:

\$23,525.00 from Fund Equity—Beck Trust
A/C 712-000-000-390.04

\$23,525.00 to Beck Park Acquisition
A/C 712-936-000-971

I hereby certify that this is a properly drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Approved:

JAMES D. BLAIR,
WILLIAM A. BRENKE,
JACK D. GUNTHER.

Adopted by the following vote:

Unanimously.

By COUNCILMAN GUNTHER—

Resolved by the City Council of the City of Lansing:

That the following transfers be made:

\$1,250.00 from Lansing Metropolitan
Development Authority
A/C 101-934-052-969

\$1,250.00 to Port of Entry Interest
Study
A/C 101-934-045-969

I hereby certify that this is a properly drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Approved:

JAMES D. BLAIR,
WILLIAM A. BRENKE,
JACK D. GUNTHER.

Adopted by the following vote:

Unanimously.

REMARKS FROM THE MAYOR

None.

REMARKS BY THE CITY COUNCIL

Councilman Lindemann spoke and thanked the people that supported him during campaign and introduced his mother.

Councilman Worthington spoke and thanked his campaign supporters and the people who worked for him. He introduced Bruce McComb.

Councilman McKane spoke and introduced his wife, father and a friend of the family.

Councilman Adado spoke and introduced his wife and daughters.

Councilmembers Blair, Brenke, Belen and Gunther made comments.

By COUNCILMAN BLAIR—

That this meeting stand adjourned.

Carried.

Council adjourned at 7:50 P.M.

RITA BAUMAN,
Deputy City Clerk.

Lansing, Michigan

January 7, 1980

B

CITY CLERK'S OFFICE
Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE

U. S. POSTAGE

PAID

Permit No. 1461
Lansing, Michigan

13

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, January 14, 1980

CITY COUNCIL ROOMS

Lansing, Michigan

January 14, 1980

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by President Adado.

Present: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Absent: Councilman Blair—1.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Belen.

Pledge of Allegiance was led by Councilman Lindemann.

HEARINGS ON PROPOSED CHANGES IN ZONING CLASSIFICATIONS

January 14, 1980, at 7:00 o'clock being the time set as the time for holding a

hearing on the proposed changes in the Classifications as provided for in the Zoning Code which was passed by the City Council on November 18, 1958, said proposed amendment being as follows:

That the property described as:

Z-52-79—4316 S. Pennsylvania Avenue to be rezoned from "D-1" Professional Office and "J" Parking Districts to "E-1" Drive-In Shop District.

The President announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment.

Referred to Committee on Physical Development.

January 14, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed changes in the

Classifications as provided for in the Zoning Code which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-50-79—200 and 300 blocks East Jolly Road (south side)

to be rezoned from "A" One Family Residence District to "G-2" Wholesale District.

The President announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment.

Referred to Committee on Physical Development.

January 14, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-49-79—1319 East Grand River Avenue

be rezoned from "B" One Family Residence and "C" Two Family Residence Districts to "F" Commercial District.

The President announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment.

Referred to Committee on Physical Development.

January 14, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-48-79—2121 West Holmes Road

to be rezoned from "E-2" Drive-In Shop, "J" Parking and "A" One Family Residence Districts to "F" Commercial District.

The President announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment.

Referred to Committee on Physical Development.

REVIEWING ASSESSMENT ROLLS NO. 277

This is the time set for hearing appeals on the special assessment roll for construction of a Sanitary Sewer on Delta Street from N. Grand River Avenue south to serve Lot 5 of Delta Grande Subdivision.

No appeals.

Referred to Committee on Physical Development.

PUBLIC HEARINGS

January 14, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed Industrial Facilities Exemption Certificate for Cameron Tool Corporation, 1800 Bassett Street.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed certificate he had the privilege of speaking at this time.

Mr. Dunn, representing Ingham County, spoke.

Referred to Committee on Economic Development.

January 14, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed "Riverfront Mall" project plan.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed project plan he had the privilege of speaking at this time.

Referred to Committee on Economic Development.

January 14, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed Programs and Budget for the Sixth Year CDBG (Community Development Budget Grant) Appli-

cation for the fiscal year commencing July 1, 1980 and ending June 30, 1981.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed application he had the privilege of speaking at this time.

Mrs. Priscilla Holmes, 220 Reo Road, Chairman of NDA No. 4, spoke.

Howard Jones, representing NDA No. 4, spoke.

Referred to Committee on Physical Development and Committee on Ways and Means.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON NON-AGENDA ITEMS. YOU MAY SPEAK ONLY FOR 3-MINUTES ON ANY ONE ITEM.

No person spoke.

COMMUNICATIONS AND PETITIONS

Letter from Larry T. Dorris for Maranatha Baptist Church submitting a corrected description for rezoning petition Z-59-79—2100 block of Glencoe Way.

Referred to Mayor, Planning Board, and Committee on Physical Development.

Letter from Camille Abood, Atty. for Donald E. Benda, requesting that the property at Pine Street and St. Joseph Street not be rezoned in the Capitol Commons rezoning project.

Referred to Mayor, Planning Board, and Committee on Physical Development.

Request from Friends of Jerry Doyle for special 24-hour liquor permit for January 18, 1980.

Referred to Mayor and Committee on General Services.

Request from Alpha Phi Heart Equipment Fund, Incorporated for permission to collect money and sell heart-shaped lollipops in offices, banks, stores and on the streets from February 10-17, 1980, for a fund raising drive.

Referred to Mayor and Committee on General Services.

Letter from Arthur E. Hotchkiss asking for the rescinding of special assessment for weed cutting on property at S. Washington Avenue and Hein Avenue.

Referred to Mayor and City Attorney.

Ren Plastics of 5656 S. Cedar Street, request for the relocation of personnel from office on S. Cedar Street to Meridian Township.

Referred to Mayor and Committee on Economic Development.

Letters from Martha Sutherland in regard to rate increase for CATV.

Received and placed on file.

Letter from Dr. F. O. Grounds in regard to slow response, lack of investigation in connection with a burglary at his home.

Referred to Mayor.

Copy of letter sent to Mr. Ron Cline from Flood Plain Management Unit of the Water Management Division in regard to flood plain information for Ingham Medical Center property.

Received and placed on file with copy to Committee on Physical Development and Councilman Belen.

Liquor Control Commission submits request from Pro-Bowl, Inc., for transfer of ownership of 1979 Class "C" licensed business with Dance-Entertainment permit and permit for sale, service and consumption of alcoholic beverages in concourse area located at 2122 N. Logan Street from Capitol Sports, Inc.

Referred to Mayor and Committee on General Services.

MAYOR COMMENTS ON ANY ITEM ON THE AGENDA:

No comments.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING ITEMS LISTED ON THE AGENDA: COMMUNICATIONS AND PETITIONS, COMMITTEE REPORTS,

**REPORTS OF CITY OFFICERS AND
BOARDS AND RESOLUTIONS. YOU
MAY SPEAK ONLY FOR 3-MINUTES
ON ANY ONE ITEM.**

Mrs. Gladys Beckwith spoke relative proposal to lease Baptist Convention Center Building.

**REPORTS OF CITY OFFICERS
AND BOARDS**

January 14, 1980

Honorable Mayor and Members
of the Lansing City Council

City Hall

Lansing, Michigan 48933

Gentlemen:

As of this 14th day of January, 1980, I received one (1) bid in my office from the Michigan Women's Studies Association, Inc. for the lease of the City owned Baptist Convention Center Building as per your resolution of October 22, 1979.

Sincerely,

(MISS) THEO FULTON,
City Clerk.

Referred to Mayor, Committee on Public Property and Safety and Committee on Ways and Means.

January 11, 1980

Honorable Mayor and Members of
Lansing City Council

Dear Mayor and Colleagues:

I am submitting the Standing Committee assignments for the year 1980. They are as follows:

Economic Development—Belen, Lindemann,
Gunther.

Ways and Means—Gunther, Brenke,
McKane.

Human Services—Blair, McKane, Adado.

Public Properties and Safety—Lindemann,
Blair, Worthington.

General Services—Brenke, McKane, Adado.

Physical Development—Worthington,
Brenke, Belen.

All meetings will be scheduled by the Council Secretary and a meeting schedule will be sent to every department on Friday afternoons giving the time, date, and meeting place of each Committee.

Sincerely,

LOUIS F. ADADO, President,
Lansing City Council.

Received and placed on file.

DATE: 1/8/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Building Safety and Development Director Re: Trash Removal Assessment

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

By COUNCILMAN BRENKE—

That we concur in the recommendation and that the assessment be placed on the July tax roll.

Carried.

January 4, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

On October 4, 1979, the name of Susan A. Howard was submitted to you to fill a vacancy on the Economic Development Corporation Board. As of this date, we have received no official communication from you either confirming or denying the appointment. Therefore, it would be appreciated if you would respond advising of the status of this matter.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

January 8, 1980

President Louis F. Adado and
Members of City Council

Lansing City Hall

Lansing, Michigan 48933

Dear President Adado and
Council Members:

Attached are copies of the proposed 6th year Community Development Block Grant Program and budget for your consideration and action. Also attached are Tables III (as adopted last year) and V of the Housing Assistance Plan which will be submitted as part of the CD application.

As you are aware, the Community Development Block Grant allocation has been decreasing in the last three years. Funding to the city has decreased from \$6.4 million to \$1.871 million in this period. The result is that we have been forced to cut back positions and program dollars at a time when the identified needs for the city are still beyond the scope of our current ability to meet those needs. It is important to note when reviewing the budget that nearly one million dollars in housing programs, in addition to the CD programs, are being supported by the same administrative personnel that are funded under CD. Consequently an accurate picture of the administrative support must include these other housing programs (NSA Section 8, Section 312, and NIP) as well as the Community Development Block Grant Program.

Because of the reorganization which took place as a result of the new charter, it has been possible for us to cut four positions from the CD administrative staff. In addition, however, the Community Development Program has also lost the support of 21 CETA personnel who were previously used for CD functions. It must be recognized that the majority of these CETA positions required supplemental funds from the general funds or CD funds to cover total personnel costs. Because we need to continue to scale down our operation, we are going to begin the process of drawing programs to a close. We will begin by recommending that a 6 month notice be given to the property owners of Neighborhood Development Area No. 1 who have not yet participated in the program so that they may have a final opportunity to participate in the program before we withdraw our supportive funding for that area. To implement this will require formal Council action. Code enforcement activities will, of course, have to continue in that and other areas. Additionally, it is necessary to request that no program residuals be allocated to agencies which require city accounting functions. If such agencies are funded, it will be necessary to increase city accounting costs, which I do not recommend. The administrative burden placed on the city accounting staff as a result of federal guidelines is increasing; the burden of the requisite Centralized Accounting functions if we use such federal funds is not advisable in view of the current financial constraints.

I am, therefore, submitting to you programs and budgets which reflect the City's need to continue supportive activities in the westside, northside and eastside Neighborhood Strategy Areas as well as additional funding for the new southside NSA. Continued funding for the East Michigan Commercial and West Saginaw Commercial Areas and continued support for the Citywide Rehabilitation Program are also included. These programs are all in conformance with the 3 year program approved by you and submitted to HUD last year. The budget also reflects our continued involvement in housing programs and other CD activities in a fashion that is scaled down as much as possible while not jeopardizing the functioning of the program.

If you have any questions regarding this, please contact Mr. Harris and Mrs. Lazar, who are available to present and explain the plan and the budget. I recommend approval of the proposed program and budget.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

January 8, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

This is to advise of the results of the activity of the Flexi-Patrol of the Police Department, which has been working the streets on the near Eastside in the fight against prostitution. I will not present to you the mode of operation, but only the statistics from the date of October 18, 1979, through December 30, 1979.

In the aforementioned period, 92 males were arrested for soliciting women on the streets, and 16 females were arrested, for 17 female arrests. Of the males in question, three were juveniles, all 16 years of age; two of the youths were returned to their parents, while the third was petitioned to Probate Court for soliciting and reckless driving.

Of the remaining males, two were arrested for soliciting for immoral purposes, one for indecent exposure, 50 for gross indecency (felony charge), and the balance for soliciting for prostitution (a misdemeanor). However, in each case of those arrested for gross indecency, the charge was bargained down to soliciting for prostitution. This action certainly will NOT SERVE AS A DETERRENT.

Of the 17 arrests of females, 8 were arrested for admitting to a place of prostitution, or admitting to a place for prostitution. The remaining arrests were for soliciting for gross indecency, or soliciting for prostitution.

Following arrests of both males and females, bonding-out ranged from interim bonds of \$40 to \$90 (more than one dozen in number), to personal recognizance bonds of \$50 to \$200. 10% of bonds from \$500 to \$2,500. THIS LEVEL CERTAINLY WILL NOT SERVE AS A DETERRENT. However, in one case, an individual arrested for admitting to prostitution was released on \$200 bond; the bond was revoked the following day, and set at 10% of \$5,000. In another case, a female

arrested for admitting to a place of prostitution, a 10% of \$5,000 bond was set, but not posted—she was released to Ingham County Jail, AND THEN RELEASED ON A PERSONAL RECOGNIZANCE BOND THROUGH THE EFFORTS OF AN INGHAM COUNTY BAIL BOND PROJECT!!

Disposition of some of the cases shows:

- 3 months probation; \$100 fine, \$100 costs, \$75 to New Way In and \$75 to S.O.P.P.;
- 3 months probation; \$100 fine, \$100 costs, \$25 to New Way In and \$25 to S.O.P.P.;
- \$80 fine, \$80 costs;
- \$95 fine, \$75 costs;
- \$50 fine;
- \$50 fine, \$70 costs;
- 3 months probation; \$100 fine, \$100 costs, \$50 to New Way In, \$50 to S.O.P.P., 10 days in jail;
- 3 months probation; \$100 fine \$100 costs, \$75 to S.O.P.P.;
- 3 months probation; \$100 fine, \$100 costs, \$75 to S.O.P.P.;
- 3 months probation; \$100 fine, \$100 costs, \$50 to New Way In, and \$50 to S.O.P.P.;
- 3 months probation; \$100 fine, \$100 costs, \$50 to New Way In, and \$50 to S.O.P.P.;
- \$100 fine.

The efforts of the Lansing Police Department, and the Eastside residents assisting the Department, are commendable. However, I am of the opinion that the fines, etc., will not really serve as a deterrent. I foresee a continuing problem. Therefore, I once again ask you to take a "get tough" approach, meet personally with representatives of the Ingham County Prosecuting Attorney's Office and the local District Courts and seek maximum sentences whenever possible.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

January 10, 1980

President Louis Adado and Members
of the Lansing City Council

Tenth Floor, City Hall

Lansing, Michigan

Dear President Adado and
Council Members:

A request has been received to vacate a portion of the Holmes Storm Drain Easement across the rear of property at 550 South Dexter Drive. The house at this location was constructed over a portion of the easement and vacation is necessary in order to provide a clear title for the new purchasers of the home.

A similar instance arose in 1966, at which time City Council voted to vacate a portion of the easement on which was built the house immediately to the west of 550 S. Dexter Drive.

The Planning Department has reviewed this matter and determined that Planning Board review is not necessary.

Please find attached additional communications from the Public Service Department relative to this matter.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file.

DATE: 1/10/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Deputy Director for Redevelopment Re: Sale of Vacant Lots—NDA No. 3 (1531 New York; 1513 New York)

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 1/10/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director Re: P-4-79—Trapper's Cove Subdivision No. 2

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

January 10, 1980

Council President Adado and
Members of the Lansing City Council

Tenth Floor—City Hall

Lansing, Michigan 48933

Dear Council President and Members:

As the City's representatives to the Tri-County Regional Planning Commission, I request that you have the Commission expedite its budget request to the City. Ms. Madden of the Commission contacted the Finance Department and indicated that she would be unable to prepare a budget request until February 1980.

The deadline for submission of budget requests to the City for my review was January 4, 1980. The last scheduled date for budget hearings on Community Supported Agencies by my Budget Review Committee is January 31, 1980.

I ask that you endeavor to have the Tri-County Regional Planning Commission submit their request for FY-1980-81 to the Finance Department as soon as possible so that I can ensure that the Commission is properly considered during my budget process.

Thank you for your attention to this matter.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Ways and Means with report back to the Committee of the Whole.

RESOLUTIONS

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

Be It Resolved, the appointment of Millie Caesar to the Waterfront Development Board is hereby confirmed by the City Council of the City of Lansing, and

Be It Further Resolved, the term of this appointment shall expire in June 1981.

Adopted by the following vote:

Unanimously.

By COUNCILMAN ADADO—

Resolved by the City Council of the City of Lansing:

Whereas, The Oldsmobile Outdoor Club

has been in existence for 30 years, providing outdoor recreation activities and education to Oldsmobile employees, retirees, and their families, and

Whereas, The Oldsmobile Outdoor Club is a "qualified service organization" under the terms of state law, where the organization operates without profit to its membership, and

Whereas, The Oldsmobile Outdoor Club has applied for a bingo license to raise funds for its worthwhile activities,

Now, Therefore, Be It Resolved, That the Lansing City Council hereby recognizes the Oldsmobile Outdoor Club as an organization of long-standing benefit to its membership, and to the community.

Adopted by the following vote:

Unanimously.

By COUNCILMEN BRENKE AND GUNTHER—

Resolved by the City Council of the City of Lansing:

Whereas, a request has been made to vacate a portion of the Holmes Storm Drain Easement across the rear of property located at 550 South Dexter Drive, and;

Whereas, a house was constructed over a portion of the easement, and;

Whereas, in order to provide clear title to the new purchasers of the home it is necessary to vacate that portion of the easement,

Be It Therefore Resolved, the City Council of the City of Lansing, based on the recommendation of the Public Service Department, does hereby approve the vacation of that portion of the Holmes Drain Easement across lot 181 Cedarbrook Subdivision which is currently occupied by a house.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the front doors of Lansing City Hall are in a state of disrepair; and

Whereas, there is a danger to citizens passing through these doors due to structural deterioration; and

Whereas, there is significant loss of energy resulting from the wind blowing through the existant doors;

Be It Therefore Resolved, the City Council of the City of Lansing does hereby approve the emergency expenditure of funds in the amount quoted by the Acme Glass Company for the framing, threshold repairs and replacement of the City Hall front doors.

Adopted by the following vote:

Unanimously.

By COUNCILMAN McKANE—

Resolved by the City Council of the City of Lansing:

Whereas, the Friends of Jerry Doyle have requested the approval of the City for a 24 hour liquor license on the 18th of January 1980 for an event to be held at the National Guard Armory located at 2500 S. Washington Avenue;

Therefore Be It Resolved, the City Council of the City of Lansing does hereby approve the issuance of this 24 hour liquor license.

Adopted by the following vote:

Unanimously.

By COUNCILMAN McKANE—

Resolved by the City Council of the City of Lansing:

That Councilman Blair be excused from the session.

Carried.

By COUNCILMAN BELEN—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived for the purpose of presenting items that are not listed on the agenda.

Carried.

January 14, 1980

President Louis Adado
and Council Members

City of Lansing

10th Floor—City Hall

Lansing, Michigan 48933

Dear President Adado and
Council Members:

As you know, a public hearing is being held tonight on the Riverfront Mall EDC Project. This has been pending for a considerable length of time.

I currently have a commitment to purchase the bonds for this project from the Michigan National Bank. This commitment expires January 31.

I, therefore, would appreciate it if the rules could be waived (barring any unforeseen problems or some citizen opposition to this project) and the attached resolution approved this evening. This will allow the EDC Board of Directors to approve the documents and provide final approval for the loan yet this month.

Thank you for your consideration.

Sincerely yours,

EMERSON B. OHL,
Executive Director.

Received and placed on file.

By COUNCILMAN BELEN—

Resolved by the City Council of the City of Lansing:

Whereas, by resolution dated November 19, 1979, the Lansing City Council certified the designation of the project area and established the project district area for the "Riverfront Mall" as the following:

That part of Block 246, plat of the Town of Michigan, lying on the northeast $\frac{1}{4}$ of Section 16, T4N, R2W, City of Lansing, Ingham County, Michigan, beginning at the northeast corner of said block, said point being N 89° 59' 20" W 1053.69 ft. and S 0° 05' 21" W 41.25 ft. from the northeast corner of said Section 16, thence along the east line of said block (west line of Cedar Street) S 0° 05' 21" W 191.0 ft., thence parallel with the North line of said block N 89° 59' 20" W 358.59 ft., thence northerly 191.65 ft. along the arc of a 1936.33 ft. radius curve to the left whose chord bears N 4° 25' 18" W 191.57 ft. to the north line of said block (south line of Saginaw Street), thence S 89° 59' 20" E 373.66 ft. to the point of beginning, said described parcel being subject to any rights of way or easement of record, containing 1.598 acres of land, more or less; together with a driveway easement over and across the following described parcel: that part of Block 246, Plat of the Town of Michigan, lying on the northeast $\frac{1}{4}$ of Section 16, T4N, R2W, City of Lansing, Ingham County, Michigan, beginning at a point North 89° 59' 20" W 1214.28 ft. and S 0° 05' 21" W 232.25 ft. from the northeast corner of said Section 16, thence running S 45° 00' 40" W 42.43 ft., thence N 89° 59' 20" W 139.44 ft., thence N 43° 34' 12" W 41.42 ft., thence S 89° 59' 20" E 198.0 ft. to the point of beginning; and

Whereas, the Lansing Economic Development Corporation of the City of Lansing on October 17, 1979, approved the Project Plan for the "Riverfront Mall" and requested the City Council to approve the Project Plan; and

Whereas, pursuant to Section 9 of P.A. 338 of 1974, as amended, the Planning Board reviewed and approved the Project Plan at their regular meeting of December 4, 1979; and

Whereas, on January 14, 1980, a public hearing was held before the City Council of the City of Lansing on the proposed Project Plan, in accordance with the requirements of Section 17 of the P.A. 338 of 1974;

Now, Therefore, Be It Resolved that the City Council of the City of Lansing has reviewed the "Riverfront Mall" Project Plan and determines that the Project Plan constitutes a public purpose and that it conforms to the requirements of Section 8 of P.A.R. 338 of 1974; and

Be It Further Resolved that the City Council of the City of Lansing does hereby authorize the Economic Development Corporation of the City of Lansing to issue up to one million dollars (\$1,000,000) of tax-exempt revenue bonds for the implementation of the "Riverfront Mall" Project Plan, in accordance with the provisions of Act 338 of 1974.

Adopted by the following vote:

Unanimously.

January 14, 1970

President Louis Adado and
Members of the Lansing City Council

Re: Veterans Preference in Employment
Act/Jose L. Rios

Dear President Adado and Members
of the Lansing City Council:

On December 7, 1979 Mr. Jose L. Rios was discharged from his employment with the Lansing Civic Center as a Custodian II. Mr. Rios was terminated for violation of City of Lansing Rules and Regulations, TR-5. By way of letter dated December 11, 1979 Mr. Rios, through his attorney, requested a Veterans Preference Hearing in accordance with Section 2 of the Veterans Preference in Employment Act (MCLA 35.402; MSA 4.1222).

On December 14, 1979 Mayor Graves, in accordance with Section 2 of the Veterans Preference in Employment Act, designated the Lansing City Attorney as Hearing Officer for the Veterans Preference Hearing. This designation effectively precluded any attorney in the City Attorney's Office from representing the interests of the City due to a conflict of interest.

Because of the necessity of obtaining legal representation for the City, this office has contacted Mr. Robert VonGruben, a private practitioner in the City of Lansing, with respect to representing the City in this matter. Mr. VonGruben has agreed to undertake representation of the City's interests at a rate of Forty Dollars (\$40.00) per hour. Because of the time constraints imposed upon the City to provide Mr. Rios with a Hearing, Mr. VonGruben has already

provided some legal services with the understanding that he would not receive remuneration therefor unless and until the Lansing City Council approves his employment as special counsel in this matter.

In accordance with Article 4, Chapter 3, Section 4-304.6 of the Lansing City Charter it is the recommendation of this office that the City Council approve Mr. Robert VonGruben to be retained to represent the City's interest in this matter under the terms and conditions outlined above.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN McKANE—

That we concur in the recommendation of the City Attorney.

Carried.

REMARKS FROM THE MAYOR:

Mayor spoke re: Article in Lansing Star about North Lansing Comfort Station.

United Air Lines—work being done on this to retain same.

REMARKS BY THE CITY COUNCIL:

Motion by Councilman Adado that the Executive Assistant to the Council send a letter to the Delta Township asking them to resubmit a request to the Lansing City Council for the deletion of a portion of the township from the City's Sanitary Sewer Service Area.

Adopted by the following vote:

Yeas: Councilmen Adado, Brenke, Gunther, Lindemann, Worthington—5.

Nays: Councilmen Belen, McKane—2.

Stan Kasuba spoke in regard to the 6 year Block Grant Program.

By COUNCILMAN BRENKE—

That this meeting stand adjourned.

Carried.

Council adjourned at 8:10 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan
January 14, 1980

F/B

CITY CLERK'S OFFICE

Room 921, City Hall

Lansing, Michigan 48933

Address Correction Requested

BULK RATE

U. S. POSTAGE

PAID

Permit No. 1461

Lansing, Michigan

23

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, January 21, 1980

CITY COUNCIL ROOMS

Lansing, Michigan

January 21, 1980

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by President Adado.

Present: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Inovcation was given by Robert Black.

Pledge of Allegiance was led by Councilman Worthington.

By COUNCILMAN McKANE—

That the Council Proceedings of December 10, 17 and 27, 1979, be approved.

Carried.

By COUNCILMAN GUNTHER—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived for the purpose of presenting the following resolution to Mike Motz and his "Collection Band."

Carried.

Resolved by the City Council of the City of Lansing:

Whereas, Mr. Mike Motz and his "Collection Band" have participated fully in all aspects of the restoration of downtown Lansing to its former glory as the hub of community activity, and;

Whereas, they have provided music and merriment for a wide variety of events in the downtown area including: The Jerry Lewis Muscular Dystrophy Telethon, Easter Seal Society Fundraisers, Fourth of July Parades, ALSAC Fundraisers, the Firefighters Christmas Party for Muscular dys-

trophy Kids, the City Hall Christmas Concert to name a few, and;

Whereas, they have shown tremendous dedication and devotion to so many worthy causes in the community, and;

Whereas, at significant personal expense they have enriched our lives through their performances,

Therefore, Be It Resolved, the City Council of the City of Lansing sitting in regular session this 21st day of January 1980, does hereby pay the highest tribute to Mike Motz and his "Collection Band" for their outstanding contribution to the City, and;

Be It Further Resolved, the City Council looks forward to continued cooperation with this group for the purpose of making downtown Lansing the "Special Place" it should rightfully be.

LOUIS F. ADADO,
Council President,

GERALD W. GRAVES,
Mayor,

THEO FULTON,
City Clerk,

JACK D. GUNTHER,
PATRICK E. LINDEMANN,
TERRY J. McKANE,
JAMES D. BLAIR,
SIDNEY P. WORTHINGTON,
WILLIAM A. BRENKE,
LUCILE E. BELEN,
Councilmen

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON NON-AGENDA ITEMS. YOU MAY SPEAK ONLY FOR 3-MINUTES ON ANY ONE ITEM.

No person spoke.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

BUILDING WRECKER—

Dore & Associates Contracting, Inc.

Referred to Committee on General Services.

The following plats have been filed:

Final Plat of Gatsby Acres by Fred White Engineering, Inc.

Preliminary Plat of Cedar-Wood by Steadman & Sons, Inc.

Referred to Mayor and Planning Board.

Michigan Municipal League submits official notice of the Annual Legislative Conference to be held on February 28, 1980 at the Civic Center.

Received and placed on file with copy to elected officials.

Summons filed in Circuit Court by James C. Ludlum v. City of Lansing in regard to rezoning petition Z-41-79—827 Merrill Street and 2718 East Grand River Avenue.

Referred to Mayor and City Attorney.

Claims filed by:

Mr. Camille Abood, Attorney for Angela K. Fox, for injuries and damages sustained due to being struck by a Lansing Police Department Patrol Car at East Michigan Avenue and Larch Street.

Referred to Mayor, City Attorney and Police Department.

Mrs. Beacham for assessment on her property at 1230 W. Lenawee Street after being cleaned by the City.

Referred to Mayor and City Attorney.

Requests filed for special 24-hour liquor permit for:

Department of Michigan Veterans of Foreign Wars—January 27, 1980—National Guard Armory.

Capital Area School Employees Credit Union—February 23, 1980—Headquarters Armory.

Referred to Mayor and Committee on General Services.

B. F. Goodrich Co. submits application for a Commercial Facilities Exemption Certificate at Grand and Kalamazoo Streets.

Referred to Mayor and Economic Development Corporation.

Letter from Michigan State University in regard to the 1st Annual Great Lakes Invitational Sprints to be held at Frances Park on May 17, 1980 and request the closing of a portion of Moores River Drive for thru traffic during the day.

Referred to Mayor and Committee on Public Property and Safety.

Petition filed for CG-1-80—Curb and Gutter and the necessary drainage on Vine St. from Magnolia St. to Fairview St.

Referred to Mayor and Committee on Physical Development.

Notice from Katherine S. Brown and Jacqueline Foster, owners of property at 326 West Grand River, of their intention to convert this property into four condominium units.

Referred to Mayor and Planning Board.

Letter from James A. Park, P.C., in regard to the proposed Greentree Condominiums to be located on Armstrong Road.

Referred to Mayor and Planning Board.

Notice from Consumers Power Co. of a hearing on the expanded gas conservation program and on revisions in rules and rates to provide for such an expanded gas conservation program.

Received and placed on file.

Copy of letter sent to Glenn A. Ballans from State of Michigan—Department of Natural Resources relative to request for flood plain information for property north of Jolly Road and adjacent to Gilkey Drain.

Referred to Mayor and Committee on Physical Development.

Copy of letter sent to Planning Department from Flood Plain Management Unit, Water Management Division in regard to purchase of Penn Central property from Kalamazoo Street to the Red Cedar River for hiking/biking path development.

Referred to Mayor and Committee on Physical Development.

Department of Commerce—Bureau of the Census submits 1980 Census Update.

Received and placed on file with copy to City Attorney.

Letter from the Capital Area Transportation Authority in regard to concern of some handicapped persons relative to the

tie-down mechanism that were currently placed on the advanced design vehicles that will not accommodate some wheelchairs.

Referred to Mayor and Committee on Public Property and Safety.

MAYOR'S EXECUTIVE ASSISTANT COMMENTS ON ANY ITEM ON THE AGENDA:

No comments.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING ITEMS LISTED ON THE AGENDA: COMMUNICATIONS AND PETITIONS, COMMITTEE REPORTS, REPORTS OF CITY OFFICERS AND BOARDS AND RESOLUTIONS. YOU MAY SPEAK ONLY FOR 3-MINUTES ON ANY ONE ITEM.

Under letters from the Mayor f not on the agenda as it was same as a.

Resolution No. 8 on Keena Truck Leasing Co. removed.

John Manson, 2508 Alpha Street B.I.P. organization spoke on resolution No. 6 re: on new access road—Pennsylvania Ave. to Lansing General Hospital.

REPORTS OF COMMITTEES

The COMMITTEE ON GENERAL SERVICES approves the following applications and bonds for licenses:

BUILDING WRECKER—

Dore & Associates Construction, Inc.

Signed:

WILLIAM A. BRENKE,
TERRY J. McKANE,
LOUIS F. ADADO,
Committee on General
Services.

By COUNCILMAN BRENKE—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred the ordinance of the City of Lansing providing that the code be amended by revising Section 36-98 and adding new section 36-98.1, 36-98.2, 36-98.3 and 36-98.4 to code—to

provide for the establishment, composition and terms of office of the NDA No. 1 (Citizens' District Council and for the election and appointment of members of the Citizens' District Council, reports as follows:

That said ordinance be passed.

Signed:

SIDNEY P. WORTHINGTON,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Physical
Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred the ordinance of the City of Lansing providing that the code be amended by revising section 36-104 and by adding sections 36-104.1, 36-104.2, 36-104.3 and 36-104.4 to code to provide for the establishment, composition and terms of office of the NDA No. 2—Citizens' District Council and for the election and appointment of members of the Citizens' District Council, reports as follows:

That said ordinance be passed.

Signed:

SIDNEY P. WORTHINGTON,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Physical
Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred the ordinance of the City of Lansing providing that the code be amended by revising section 36-114 and by adding sections numbered 36-114.1, 36-114.2, 36-114.3 and 36-114.4 to code to provide for the establishment, composition and terms of office of the NDA No. 3 Citizens' District Council and for the election and appointment of members of the Citizens' District Council, reports as follows:

That said ordinance be passed.

Signed:

SIDNEY P. WORTHINGTON,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Physical
Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

January 21, 1980

President Louis Adado and
Members of the Lansing City Council

Re: City of Lansing v. Community Center and Community Design Center
v. City of Lansing

Dear President Adado and
Councilmembers:

Last year this office was instructed to begin summary eviction proceedings to remove the Community Design Center from a City owned building known as the Comfort Station. The basis for the summary eviction was the alleged failure of the Community Design Center to fulfill the terms of its lease by renovating the building up to City Building Code standards. Summary eviction was granted the City of Lansing, however, in the meantime the Community Design Center filed an additional lawsuit in Circuit Court attempting to restrain the City from proceeding with its eviction. The City of Lansing counterclaimed in that suit for \$40,000 damages from the Community Design Center and, at the same time, the Community Design Center succeeded in transferring the City's summary eviction case from the 54-A District Court to the Circuit Court. Since that time various negotiations between the City of Lansing and representatives of the Community Design Center have taken place. Additionally Community Design Center's lease for the Comfort Station has expired by its own terms.

Recently, a tentative agreement was reached between the Community Design Center and the City of Lansing whereby the Community Design Center has delivered the keys to the Comfort Station to the City of Lansing and the City of Lansing, through this office, has expressed its intention to lease the Comfort Station to the North Lansing Community Association provided that the terms of such a lease can be negotiated in a manner satisfactory both to the City of Lansing and the North Lansing Community Association. Pursuant to the agreement and subject to approval by

the Lansing City Council, both the City of Lansing and the Community Design Center will additionally agree to dismiss the lawsuits currently pending without prejudice and without costs to be awarded to either party.

In the opinion of this office the above described resolution of the dispute between the City of Lansing and the Community Design Center is advantageous to both parties and avoids the inconvenience and expense of protracted litigation in which even a victory would be of dubious value to the City of Lansing. It is therefore the recommendation of this office that the proposed settlement be approved by the Lansing City Council.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMEN BELEN AND BLAIR—

That we concur in the recommendation of the City Attorney.

Carried.

Board of Public Service submits their Evaluation Report.

Referred to Committee on General Services.

January 17, 1980

Council President Adado
and Members of City Council

10th Floor—City Hall

Lansing, Michigan 48933

Dear Council President and
Members of City Council:

Please find attached the recommendations for adoption of priorities and funding policies for human service agencies as adopted by the Human Resource Advisory Board. I believe you will find this in concurrence with your previous policy on human service programs. I will plan to use these recommendations in preparation of the Fiscal Year 1981 budget unless you adopt alternative policies by February 4, 1981.

Sincerely,

GERALD W. GRAVES,
Mayor.

By COUNCILMAN BLAIR—

That we concur in the Mayor's recommendation.

Carried.

DATE: 1/16/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence to the Regional Director—
EDA Re: EDA Project 06-51-22495—
North Lansing Historic Renovation and
Recreational Development

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

January 16, 1980

Council President Adado
and Members of City Council

10th Floor—City Hall

Lansing, Michigan 48933

Dear Council President and
Members of City Council:

I have reviewed the request of the Alpha Phi Heart Equipment Fund Drive to sell heart-shaped lollipops Feb. 10-17, 1980. This is a bona fide non-profit organization and I would recommend City Council approve this request for sales on the City's sidewalks. City Council, of course, does not have jurisdiction to regulate sales in privately-owned buildings.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on General Services.

DATE: 1/17/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Executive Director of the Lansing Housing Commission Re: Response to communication of Diane Sarver regarding procedures for paying of rent

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

DATE: 1/17/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Operations Manager of the Capital Area Transportation Authority Re: Route change due to the closing of Buffalo Street at Olds Avenue

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Referred to Committee on General Services.

RESOLUTIONS

By COMMITTEE ON PUBLIC PROPERTY AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the Lansing City Council hereby confirms the appointment of Frank L. Throop to the Building Board of Appeals, for a term to expire on June 30, 1981.

Adopted by the following vote:

Unanimously.

By COUNCILMAN McKANE—

Resolved by the City Council of the City of Lansing:

That the Department of Michigan—Veterans of Foreign Wars request for a 24-hour liquor permit for the 27th of January, 1980 at the National Guard Armory is hereby approved provided the special 24-hour liquor permit is obtained from the Liquor Control Commission.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON GENERAL SERVICES—

Resolved by the City Council of the City of Lansing:

That the National Electrical Contractor Association's request for a 24-hour liquor permit for the 25th of January, 1980 at the National Guard Armory is hereby approved provided the special 24-hour liquor permit is obtained from the Liquor Control Commission.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON GENERAL SERVICES—

Resolved by the City Council of the City of Lansing:

That the Auto Body Credit Union request for a 24-hour liquor permit for the 15th of March, 1980 at the Headquarters Armory is hereby approved provided the special 24-hour liquor permit is obtained from the Liquor Control Commission.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON GENERAL SERVICES—

Resolved by the City Council of the City of Lansing:

Whereas, the Alpha Phi Heart Equipment Fund, Incorporated, has requested permission to collect funds and sell heart-shaped lollipops around Lansing from February 10-17, 1980; and

Whereas, the proceeds from this fund-raising effort will be used to purchase equipment for emergency squad vehicles as well as providing grants and scholarships to deserving students;

Now, Therefore, Be It Resolved by the City Council of the City of Lansing, permission is hereby granted to the Alpha Phi Heart Equipment Fund to once again conduct its sale for this worthwhile cause.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the City Council and the Administration have received several complaints from area residents about parking conditions on Clippert Street north of Grand River Avenue; and

Whereas, the Traffic and Parking Division has investigated the situation and reported that Clippert Street is too narrow to allow parking on both sides of the street; and

Whereas, the Traffic Board has recommended that a NO PARKING AT ANY TIME restriction be established on the west side of Clippert Street from E. Grand River Avenue to 800 feet north of E. Grand River Avenue; and

Whereas, the Mayor has concurred with the Traffic Board's recommendation;

Now, Therefore, Be It Resolved, the Lansing City Council hereby establishes a NO PARKING AT ANY TIME restriction on the west side of Clippert Street from E. Grand River Avenue to 800 feet north of E. Grand River Avenue.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council has established a policy regarding the disposition of vacant lots in Neighborhood Development Areas; and

Whereas, Section 8-403.4 of the City Charter of the City of Lansing requires that City Council approve proposed sales of real estate;

Now, Therefore, Be It Resolved by the Lansing City Council that the following proposed sales be and are hereby approved:

1. To Lucille E. Kramer, a divorced woman, the property legally described as the North 12 feet of Lot 42, Highland Park, City of Lansing, Ingham County, Michigan (Part of 1531 New York Avenue, 3301-10-176-041-3,
2. To Victor and Petra Casarez, husband and wife, the property legally described as the North 16.5 feet of Lot 36, Highland Park Addition, City of Lansing Ingham County, Michigan (Part of 1513 New York Avenue, 3301-10-176-091).
3. To Frank and Evelyn Jean Martemucci, husband and wife, the property legally described as the South 16.5 feet of Lot 36, Highland Park Addition, City of Lansing, Ingham County, Michigan (Part of 1513 New York Avenue, 3301-10-176-091).

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the neighborhood north of Lansing General Hospital and adjacent industrial areas have experienced increased traffic in recent years due to expansion in the area; and

Whereas, numerous attempts have been made over the past several years to find a solution to access problems to Lansing General Hospital and related industrial areas; and

Whereas, Lansing General Hospital has employed professional services to develop a Master Plan for the hospital and to solve the access problem; and

Whereas, the recommendation of Lansing General Hospital's consultants presents a reasonable solution to future access for the hospital and industrial area; and

Whereas, the Transportation Committee of the City of Lansing has reviewed the plans and recommended this concept;

Now, Therefore, Be It Resolved that the Lansing City Council approves the concept of a new access road from Pennsylvania Avenue to Lansing General Hospital and related industrial areas; and

Be It Further Resolved, that the Mayor provide to the City Council recommendations which provide an equitable distribution of costs between Lansing General Hospital and the City for the construction of the access road and identify potential sources of non-general funds which may be utilized to finance construction of this road.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Be It Hereby Resolved, that the City of Lansing is hereby authorized to enter into an agreement with the Department of Natural Resources of the State of Michigan to submit its final wastewater collection and treatment facilities plan consisting of at least three (3) phases for approval by a date certain; and

Be It Further Resolved, that the City of Lansing is hereby authorized to agree to implement all phases of the final facilities plan sequentially and subject to the availability of at least Eighty (80%) percent financing for grant eligible portions of said implementation through the state and federal grant sources as well as the availability of sufficient matching funds locally; and

Be It Further Resolved, that the City of Lansing is hereby authorized to agree with the Department of Natural Resources to submit its first Step Two application for grant funding to begin implementation of Phase I of its final facilities plan at a date certain after approval of said plan by appropriate authorities and to agree to submit further Step Two and Step Three grant applications for funds for the implementation of all phases of the final facilities plan sequentially at such later times as may be appropriate; and

Be It Finally Resolved, that the City of Lansing is authorized to negotiate and

enter into agreements with the Department of Natural Resources of the State of Michigan and such other entities as may be necessary for the implementation of interim measures and repairs to the wastewater collection and treatment systems of the City of Lansing for the purpose of enabling the issuance of sewer extension permits in the Lansing sewer system service area provided, however, that any agreement for which necessary funds have not been appropriated or any agreement which does not necessitate the expenditure of appropriated funds shall be approved by the City Council before becoming effective.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nays: Councilman Blair—1.

By COMMITTEE ON GENERAL SERVICES—

Resolved by the City Council of the City of Lansing:

Whereas, the costs inherent in the transfer or issuance of a liquor license by the City have become significant; and

Whereas, the City has always performed this service without charge; and

Whereas, the number of requests seems to be increasing and costs for each of the departments involved continue to rise; and

Whereas, the Finance Director has provided a cost analysis and recommends a specific charge for the service;

Now, Therefore, Be It Resolved, the City of Lansing does hereby authorize the charging of a standard processing fee of \$75.00 for each applicant requesting either a liquor license transfer or a liquor license.

By COUNCILMAN McKANE—

That the resolution be amended as follows:

That in the last line after the word "Transfer" insert "of location or ownership."

Carried.

By COUNCILMAN McKANE—

That the resolution be further amended as follows:

That in the last line delete the words "or a liquor license."

Adopted by the following vote:

Yeas: Councilmen Adado, Blair, Gunther, Lindemann, McKane, Worthington—6.

Nays: Councilmen Belen, Brenke—2.

The resolution as amended was adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT I

By COMMITTEE ON PUBLIC SERVICE AND HIGHWAYS—

Resolved by the City Council of the City of Lansing:

That it is hereby determined to be a public necessity to construct Storm Sewer and Curb and Gutter in Rolfe Road from Miller Road to the north end of street as petitioned for. (See Petition No. S-3-79 on file with the City Clerk.)

Signed by 58% of the benefited owners.

Signed by owners of 54% of the benefited frontage.

That the Department of Public Service be and hereby is directed to cause to be prepared so far as necessary, diagrams and plats of the whole of said district, and/or plans and specifications for such project, and is further directed to estimate in detail the cost of said project, and furnish said information to the Council.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT IV

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

That the special assessment roll for Sanitary Sewer:

Assessment Roll No. 277—

P.S. 14109

Property Benefited: All lands fronting on Delta Street from N. Grand River Avenue south to serve Lot 5 of Delta Grande Subdivision, excepting all public streets and alleys and other lands deemed not benefited.

as returned by the City Assessor be and the same is hereby ratified and confirmed, and the Mayor be and hereby is directed to affix within ten days, his warrant

directing the City Treasurer to collect said tax on or before the 21st day of April, 1980.

Adopted by the following vote:

Unanimously.

By WAYS AND MEANS COMMITTEE—

Resolved by the City Council of the City of Lansing:

That transfers be made as follows for Mid-year adjustments for fiscal year ending June 30, 1980. (See Attachments)

GENERAL FUND

\$ 25,588.00 to be intra fund appropriation adjustments

50.00 from Estimated Revenues
A/C 101-000-000-160

628,431.00 from Fund Balance
A/C 101-000-000-390

CEMETERY FUND

\$ 20,649.00 from Estimated Revenues
A/C 516-000-000-160

MUNICIPAL PARKING SYSTEM FUND

\$ 60.00 to be intra fund appropriation adjustments

18,445.00 from Estimated Revenues
A/C 585-000-000-160

SEWAGE DISPOSAL FUND

\$640,581.00 from Retained Earnings
A/C 590-000-000-395

CIVIC CENTER FUND

\$ 58,010.00 from Estimated Revenues
A/C 593-000-000-160

SERVICE GARAGE FUND

\$ 54,558.00 from Estimated Revenues
A/C 640-000-000-160

DISTRICT COURT FUND

\$ 2,900.00 to be intra fund appropriation adjustments

WORKER'S COMPENSATION FUND

\$140,000.00 from Estimated Revenues
A/C 765-000-000-160

Be It Further Resolved, that the Police Department salaries, in the amount of \$6,819,744.00 for the current fiscal year, be adopted as the authorized budget for police personnel and that the divisional salary accounts be adopted as administrative accounts within that total in order to enable

the Police Department to assign personnel in areas of need to accomplish the priorities adopted within the budget and in order that accurate cost history can be maintained.

By WAYS AND MEANS COMMITTEE—

Resolved by the City Council of the City of Lansing:

That transfers be made as follows for mid-year adjustments for fiscal year ending June 30, 1980.

\$ 78,637.00 from Estimated Revenues
A/C 202-000-000-160

\$ 78,637.00 to Fund Balance
A/C 202-000-000-390

\$ 44,219.00 from Estimated Revenues
A/C 202-000-000-160

\$ 20,000.00 to St. Cleaning Equip.
Rental
A/C 202-466-000-943

2,347.00 to St. Maint.—Fringe Benefits
A/C 202-464-000-715

14.00 to Overpass Maint.—Fringe Benefits
A/C 202-465-000-715

857.00 to St. Cleaning—Fringe Benefits
A/C 202-466-000-715

206.00 to Utility Cut—Fringe Benefits
A/C 202-470-000-715

26.00 to Roadside Mowing—Fringe Benefits
A/C 202-471-000-715

69.00 to Bridge Maint.—Fringe Benefits
A/C 202-473-000-715

421.00 to Pavement Markings—Fringe Benefits
A/C 202-475-000-715

378.00 to Signs & Signals—Fringe Benefits
A/C 202-477-000-715

1,371.00 to Snow Removal—Fringe Benefits
A/C 202-478-000-715

308.00 to Traffic Admin.—Fringe Benefits
A/C 202-482-001-715

227.00 to Traffic Computer—Fringe Benefits
A/C 202-483-002-715

18,000.00 to Equipment Rental—Snow Removal
A/C 202-478-000-943

\$ 48,162.00 from Estimated Revenues
A/C 203-000-000-160

25,000.00 from Recondition after Curb
and Gutter
A/C 203-457-616-974

13,000.00 from Materials—Surface
Maintenance
A/C 203-464-000-782

\$ 2,155.00 to St. Maint. Fringe
Benefits
A/C 203-464-000-715

909.00 to St. Cleaning—Fringe
Benefits
A/C 203-466-000-715

909.00 to Unpaved Streets—
Fringe Benefits
A/C 203-468-000-715

18.00 to Dust Prevention—
Fringe Benefits
A/C 203-468-100-715

257.00 to Utility Cut—Fringe
Benefits
A/C 203-470-000-715

31.00 to Roadside Mowing
Fringe Benefits
A/C 203-471-000-715

61.00 to Pavement Markings—
Fringe Benefits
A/C 203-475-000-715

3,000.00 to Salaries—Signs
A/C 203-477-000-702

200.00 to Signals and Signs—
Fringe Benefits
A/C 203-477-000-715

1,200.00 to Winter Maint.—
Fringe Benefits
A/C 203-478-000-715

133.00 to Traffic Admin.—
Fringe Benefits
A/C 203-482-001-715

1,000.00 to Salaries—Traffic
Surveys
A/C 203-483-003-702

26.00 to Traffic Computer—
Fringe Benefits
A/C 203-483-002-715

63.00 to Traffic Surveys—
Fringe Benefits
A/C 203-183-003-715

4,000.00 to Contractual Services—
Roto Mill
A/C 203-452-610-974

1,500.00 to Resurface—Local Sts.
A/C 203-452-611-974

25,000.00 to Local St. Improve-
ments
A/C 203-452-617-974

2,700.00 to Curb and Gutter
Construction
A/C 203-456-615-974

13,000.00 to St. Maint. Equip.
Rental
A/C 203-464-000-943

20,000.00 to St. Cleaning—Equip.
Rental
A/C 203-466-000-943

10,000.00 to Equipment Rental—
Snow Removal
A/C 203-478-000-943

I hereby certify that these are properly
drawn and eligible transfers.

JAMES W. DOWSETT,
Finance Director.

Approved:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
TERRY J. McKANE,
Ways and Means Committee.

Adopted by the following vote:

Unanimously.

GENERAL FUND

BUDGET TRANSFERS AS OF JUNE 30, 1980

Account No.	Transfer from Description	Amount	Account No.	Transfer to Description	Amount
101-000-000-390	Fund Balance	\$623,431			
City Council					
			101-101-000-740	Operating Supp.	\$ 2,000
City Clerk					
101-191-000-702	Elec. Sal. & Long	452	101-191-000-702	Elec. Overtime	452
101-215-000-905	Publishing	2,550	101-215-000-901	Advertising	2,550
101-215-000-741	Misc. & Op. Exp.	500	101-215-000-707	Temporary Help	7,340

Transfer from			Transfer to		
Account No.	Description	Amount	Account No.	Description	Amount
Finance					
101-244-000-741	Income Tax—Oper.	200	101-224-000-741	Income Tax—Misc.	
101-233-000-702	Sal. & Longevity	150		& Oper. Expenses	3,050
101-201-000-741	Accounting—Oper.	280	101-209-000-740	Assessor—Op. Supp.	1,000
			101-209-000-741	Assessor—Misc. &	
				& Op. Expenses	200
			101-233-000-959	Purchasing—Auction	
				Expense	150
			101-201-000-708	Accounting—Over-	
				time Salary	10,000
			101-201-000-801	Accounting—Profes-	
				sional Services	12,000
			101-209-000-708	Assessor—Overtime	
				Salary	3,000
			101-253-000-708	Treasurer—Over-	
				time Salary	100
Administrative Services					
(Data Processing)					
			101-221-000-943	Data Processing—	
				Equip. Rental	2,360
			101-221-000-920	Data Processing—	
				Utilities	1,000
(Building Maint. & Property Management)					
101-265-003-920	Genesee Center Util.	2,300	101-265-001-706	Wages—City Hall	16,000
101-265-004-920	Jury-Rowe Utilities	2,600	101-265-000-801	Contract Services	9,506
			101-265-001-920	City Hall—Util.	43,999
			101-265-002-920	WSA Utilities	4,320
			101-265-004-931	Build. Maint.—	
				Jury-Rowe	850
(Central Garage)					
101-222-223-751	Gasoline (Other)	9,151	101-222-211-751	Gasoline (Police)	41,976
101-222-212-781	Repair Parts (Fire)	400	101-222-212-751	Gasoline (Fire)	9,666
			101-222-212-939	Accident Repairs	
				(Fire)	400
			101-257-000-707	Admin. Services	
				Temp. Help	2,800
			101-257-000-708	Admin. Services	
				Overtime	4,500
Building and Safety					
101-330-000-740	Operating Supp.	45	101-330-000-920	Utilities	45
101-330-000-860	Transportation Exp.	1,820	101-330-000-741	Misc. & Op. Supp.	1,770
Program Coordinator					
			101-106-000-741	Misc. & Op. Exp.	500
Mayor					
			101-171-000-741	Misc. & Op. Exp	500
Police					
			101-305-000-709	Overtime	32,933
			101-305-000-724	Clothing Allowance	2,400
			101-305-000-823	Medical Services	3,671
			101-316-023-751	Helicopter Fuel	9,179
			101-316-023-920	Helicopter Utility	2,500
			101-316-023-930	Helicopter Maint.	8,095
			101-325-000-920	Radio Lab. Util.	400

Transfer from			Transfer to		
Account No.	Description	Amount	Account No.	Description	Amount
Fire					
101-337-000-741	Fire Adm.—Tele- phone	4,200	101-337-000-740	Fire Adm. Op. Supp	930
101-000-000-160	Estimated Revenues	50	101-337-000-740	Fire Adm. Op. Supp	260
			101-930-000-853	Gen. Adm. Tele- phone	4,200
			101-339-000-709	Fire Suppression Overtime	34,837
			101-341-000-709	Fire Prevention Overtime	2,515
			101-337-000-920	Fire Adm. Util.	15,596
			101-348-000-709	Fire Dispatch Over- time	3,000
			101-337-000-956	Fire Adm. Citizen's Contribution	50
			101-338-000-741	Fire Maint. Misc. & Op. Expenses	4,000
Safety					
			101-371-000-740	Operating Supplies	250
Public Service					
			101-445-018-943	Storm Sewer Equip. Rental	10,000
			101-528-000-929	Landfill Fees—Misc. Trash	3,800
			101-528-000-943	Equip. Rental—Misc. Trash	3,500
Enterprise Funds					
			101-593-000-969	Civic Center— Subsidy	58,010
			101-276-000-969	Cemetery—Subsidy	20,649
Parks					
101-692-000-741	Op. Exp. Gen. Adm.	500	101-694-000-920	City Market Util.	2,144
101-718-000-740	Op. Exp. Gen. Parks	200	101-718-000-751	Gen. Parks— Gasoline	3,608
			101-718-000-920	Gen. Parks—Util.	8,000
			101-719-000-920	Potter Park—Util.	16,000
			101-719-000-741	Potter Park—Op. Supplies	1,720
			101-720-000-920	Winter Summer Sports Utilities	5,215
			101-721-000-741	Golf—Op. Supp.	5,308
			101-725-000-920	Rec. Adm.—Util.	3,234
			101-725-508-707	Indoor Sports— Contract Wages	340
			101-725-509-741	Outdoor Sports— Op. Supplies	4,200
			101-781-000-751	Forestry—Gasoline	8,000
			101-721-000-706	Golf—Wages, Hourly	15,000
Planning					
101-801-000-741	Planning Operating	740			
General Administration					
			101-930-000-910	Insurance	1,031
			101-930-000-963	City Special Exp.	15,000
			101-930-000-871	Parking Subsidy	7,460
Miscellaneous					
			101-941-000-963	Reserve for Contin- gency	150,000
TOTAL		\$649,069	TOTAL		\$649,069

PARKS AND RECREATION

Transfer from			Transfer to		
Account No.	Description	Amount	Account No.	Description	Amount
516-000-000-160	Cemetery—Estimated Revenues	\$ 20,649	516-537-000-740	Paid Services—Burial Operating Supp.	\$ 1,980
			516-538-000-740	Grounds Maint.—Op. Supplies	1,390
			516-537-000-920	Cemetery Util.	1,525
			516-536-000-715	Cemetery—Fringe Benefits	12,754
			516-536-000-708	Salary—Overtime	3,000
	TOTAL	\$ 20,649		TOTAL	\$ 20,649

MUNICIPAL PARKING SYSTEM

Transfer from			Transfer to		
Account No.	Description	Amount	Account No.	Description	Amount
585-536-000-740	Operating Supp.	\$ 60	585-536-000-728	Dues & Sub.	\$ 60
585-000-000-160	Estimated Revenues	18,445	585-536-000-853	Telephone	800
			585-546-000-867	Vehicle Op. Supp.	300
			585-571-453-920	N. Grand Utilities	5,000
			585-536-000-715	Fringe Ben.—Adm.	1,446
			585-545-000-715	Fringe Ben.—Meter Collection	684
			585-546-000-715	Fringe Ben.—Meter Maintenance	695
			585-547-000-715	Fringe Ben.—Meter Ch.	1,755
			585-548-000-715	Fringe Ben.—Violation Bureau	887
			585-549-000-715	Fringe Ben.—Snow Removal	120
			585-570-475-715	Fringe Ben.—100-300 S. Washington	1,252
			585-570-428-715	Fringe Ben.—120 E. Ottawa	390
			585-571-451-715	Fringe Ben.—S. Grand Ramp	988
			585-571-452-715	Fringe Ben.—S. Capitol Ramp	2,733
			585-571-453-715	Fringe Ben.—N. Grand Ramp	690
			585-571-454-715	Fringe Ben.—N. Capitol Ramp	705
	TOTAL	\$ 18,505		TOTAL	\$ 18,505

SEWAGE SYSTEM

Transfer from			Transfer to		
Account No.	Description	Amount	Account No.	Description	Amount
590-000-000-395	Retained Earnings	\$640,581	590-536-000-715	Fringe Ben.	\$ 21,253
			590-566-000-715	Fringe Ben.	1,328
			590-536-000-743	Chemicals	200,000
			590-536-000-920	Utilities	300,000
			590-536-000-935	Equip. Maint.	100,000
			590-562-000-706	Sanitary Sewer—Repair—Wages	10,000
			590-562-000-954	Sanitary Sewer—Repair—Equip. Ren.	8,000
	TOTAL	\$640,581		TOTAL	\$640,581

CIVIC CENTER

Transfer from			Transfer to		
Account No.	Description	Amount	Account No.	Description	Amount
593-000-000-160	Est. Revenues	\$ 57,810	593-539-000-920	Utilities	\$ 41,130
593-536-000-901	Advertising	200	593-536-000-741	Misc. & Op. Exp.	200
	TOTAL	\$ 58,010	593-536-000-715	Fringe Ben.	16,680
				TOTAL	\$ 58,010

SERVICE GARAGE

Transfer from			Transfer to		
Account No.	Description	Amount	Account No.	Description	Amount
640-000-000-160	Est. Revenues	\$ 54,558	640-536-000-715	Fringe Benefits	\$ 6,408
			640-962-000-740	Truck Op. Supp.	85,000
			640-963-000-740	Flusher Op. Supp.	4,150
			640-964-000-740	Sweeper Op. Supp.	8,300
			640-964-000-933	Sweeper Equipment Maintenance	2,000
			640-965-000-740	Tractor Op. Supp.	700
			640-966-000-740	Grader Op. Supp.	1,100
			640-968-000-740	Equip. Op.—Op. Supp.	300
			640-969-000-740	Traffic Op.—Op. Supp.	200
			640-696-000-933	Traffic Op.—Equip. Maint.	1,400
TOTAL		\$ 54,558	TOTAL		\$ 54,558

DISTRICT COURT

Transfer from			Transfer to		
Account No.	Description	Amount	Account No.	Description	Amount
760-136-000-829	Witness and Jury Fees	\$ 2,900	760-136-000-801	Professional Services	\$ 2,900

WORKER'S COMPENSATION FUND

Transfer from			Transfer to		
Account No.	Description	Amount	Account No.	Description	Amount
765-000-000-160	Est. Revenues	\$140,000	765-958-000-823	Medical Services	\$ 55,000
			765-959-000-959	Worker's Comp.—Payroll	85,000
TOTAL		\$140,000	TOTAL		\$140,000

I hereby certify that these are properly drawn and eligible transfers.

JAN LAZAR,
Deputy Finance Director.

Approved:

JACK D. GUNTHER,
TERRY J. McKANE,
WILLIAM A. BRENKE,
Ways and Means Committee.

Adopted by the following vote:

Unanimously.

By WAYS AND MEANS COMMITTEE—

Resolved by the City Council of the City of Lansing:

That transfers be made as follows for Mid-year adjustments for fiscal year ending June 30, 1980.

Fiscal Year 78-79

\$28,000.00 from Fund Balance
A/C 101-000-000-390

\$28,000.00 to Professional Services—
Legal
A/C 101-226-000-801

I hereby certify that this is a properly drawn and eligible transfer.

JAN LAZAR,
Deputy Finance Director.

Approved:

JACK D. GUNTHER,
TERRY J. McKANE,
WILLIAM A. BRENKE,
Ways and Means Committee.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nays: Councilman Blair—1.

INTRODUCTION OF ORDINANCES

The following ordinance of the City of Lansing, Michigan, providing that the code of ordinances be amended by adding a new section to be numbered Section 36-99.25.4 to provide for an amendment to the amended Physical Development Plan for Neighborhood Development Area No. 2 within the City of Lansing. (Acquisition of properties located at 1247 Bensch St., 1237 S. Holmes St. and 1231 Lathrop St.) was introduced by Councilman Lindemann, read a first and second time by its title and referred to the Committee on Public Property and Safety.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the City Clerk is hereby requested to schedule a public hearing for Monday, January 28, 1980, at 7:00 p.m. in the City Council Chambers, 10th floor, City Hall, on the proposed ordinance amendment to add three properties to the acquisition list in Neighborhood Development Area No. 2, and to fulfill the requirements of Michigan Public Act 344 of 1945, as amended.

Adopted by the following vote:

Unanimously.

ORDINANCES

By COUNCILMAN WORTHINGTON—

The Chairman reported that it had considered the following ordinances providing that the Code of Ordinances, City of Lansing, Michigan, be amended by:

Revising Section 36-98 and adding new sections to be numbered 36-98.1, 36-98.2, 36-98.3 and 36-98.4 to code—to provide for the establishment, composition and terms of office of the NDA No. 1 Citizens' District Council and for the election and appointment of members of the Citizens' District Council.

Revising Section 36-104 and by adding new sections to be numbered 36-104.1, 36-104.2, 36-104.3 and 36-104.4 to code to provide for the establishment, composition and terms of office of the NDA No. 2—Citizens' District Council and for the election and appointment of members of the Citizens' District Council.

Revising Section 36-114 and by adding new sections to be numbered 36-114.1, 36-114.2, 36-114.3 and 36-114.4 to code to provide for the establishment, composition and terms of office of the NDA No. 3 Citizens' District Council and for the election and appointment of members of the Citizens' District Council.

and recommended that the ordinances be passed.

Carried.

ORDINANCE NO. 557

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by revising section 36-98 and adding new sections numbered 36-98.1, 36-98.2, 36-98.3 and 36-98.4 to code—to provide for the establishment, composition and terms of office of the NDA No. 1 Citizens' District Council and for the election and appointment of members of the Citizens' District Council be placed on order of immediate passage.

Carried.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by revising section 36-98 and adding new sections numbered 36-98.1, 36-98.2, 36-98.3 and 36-98.4 to code—to provide for the establishment, composition and terms of office of the NDA No. 1 Citizens' District Council and for the election and appointment of members of the Citizens' District Council be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 557

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT CHAPTER 36, ARTICLE X OF THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, BE AMENDED BY REVISING SEC. 36-98 AND BY ADDING NEW SECTIONS TO BE NUMBERED SEC. 36-98.1, SEC. 36-98.2, SEC. 36-98.3 AND SEC. 36-98.4 TO SAID CODE TO PROVIDE FOR THE ESTABLISHMENT, COMPOSITION AND TERMS OF OFFICE OF THE NEIGHBORHOOD DISTRICT AREA NO. 1 CITIZENS' DISTRICT COUNCIL AND FOR THE ELECTION AND APPOINTMENT OF MEMBERS OF THE CITIZENS' DISTRICT COUNCIL.

The City of Lansing Ordains:

Section 1. That Chapter 36, Article X of the Code of Ordinances of the City of Lansing, Michigan, be amended by revising Sec. 36-98 and by adding new sections to be numbered Sec. 36-98.1, Sec. 36-98.2, Sec. 36-98.3, and Sec. 36-98.4 to read as follows:

Sec. 36-98. Neighborhood District Area No. 1 Citizens' District Council—Created; appointment of members; powers and duties.

There shall be created a citizens' district council for Neighborhood District Area No. 1, pursuant to Act No. 344 of the Public Acts of 1945, as amended by Act 189 of the Public Acts of 1968 and Act 173 of the Public Acts of 1969 of the State of Michigan. The citizens' district council shall consist of fifteen (15) members with the combination of elected and appointed members as follows: Seven (7) members elected from the development area; three (3) members appointed from the development area; three (3) members elected from the balance of the peripheral areas; and two (2) members appointed from the peripheral area. All appointed members shall be appointed by the Mayor of Lansing and shall be confirmed by the Lansing City Council prior to taking office. The members of the citizens' district council appointed by the Mayor of the City of Lansing shall be selected in a manner that insures that the citizens' district council is, to the maximum extent possible, representative of the residents of the area and of other persons with a demonstrable and substantial interest in the area. The regular term of office as a member of the citizens' district council shall be for three (3) years.

The rights, duties and functions of the citizens' district council shall be the same as set forth in Act 189 of the Public Acts of 1968 and Act 173 of the Public Acts of 1969 of the State of Michigan, including other amendments to this act as they may act those rights, duties and functions.

Sec. 36-98.1. Definitions.

Neighborhood Development Area means that area designated for housing rehabilitation, preservation or acquisition and clearance in the Community Development Plan as defined by 1945 PA 344, as amended, and the physical boundaries are herein designated within Sec. 36-97.

Peripheral area means the Neighborhood District Area, the physical boundaries of which are herein designated within Sec. 36-95 exclusive of the development area contained therein.

Initial terms means the first terms on the Council after this amendment specified within Sec. 36-98 and any temporary extension thereof.

Sec. 36-98.2. Citizens' District Council; election of members, residences, terms of office.

(A) Ten (10) of the fifteen (15) Citizens' District Council members shall be from the development area.

(B) Five (5) Citizens' District Council members shall be from the peripheral area.

(C) Three (3) of the Citizens' District Council members shall be appointed by the Mayor from the Development area and two (2) of the Citizens' District Council members shall be appointed by the Mayor from the peripheral area. The remaining

Citizens' District Council members shall be elected.

Sec. 36-98.3. Citizens' District Council; Terms of members.

The original terms of office of the members of the Citizens' District Council appointed or elected pursuant to this ordinance shall be as follows:

(A) Three elected and one appointed member from the development area shall serve terms of three years.

(B) Two elected and one appointed member from the development area shall serve terms of two years.

(C) Two elected and one appointed member from the district area shall serve terms of one year.

(D) One member elected from the peripheral area shall serve a term of three years.

(E) One elected and one appointed member from the peripheral area shall serve terms of two years.

(F) One elected and one appointed member from the peripheral area shall serve terms of one year.

All terms of office after the original terms of office set forth above shall be for three years. In the event the office of a member becomes vacant before the end of the term of that office, the appointment to fill said office shall be for the remainder of that term only.

Sec. 36-98.4. Vacancies; Citizens' District Council.

Vacancies of elected and appointed members of the Citizens' District Council occurring during the unexpired term of office shall be filled by appointment of the Mayor. Such appointments shall be effective only upon confirmation by City Council. The Citizens' District Council may recommend individuals to the Mayor for appointment to fill any vacancies existing on the Citizens' District Council. The Mayor shall consider all such recommendations before making his appointments. Prior to making any appointment to fill any expired or new term of office on the Citizens' District Council, notice shall be distributed in the development and peripheral areas soliciting individuals to apply to the Mayor's office for appointment to fill such vacancies. Such notices shall be distributed at least 30 days prior to making any such appointment and shall indicate the final date for applying to be considered for that appointment.

The Mayor of the City of Lansing shall forward each appointment to the Citizens' District Council to the City Council for confirmation along with a list of all individuals not appointed. The City Council shall confirm or reject all appointments made by the Mayor within 30 days of the date the appointment was forwarded to the Mayor.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Section 3. This ordinance shall take effect thirty (30) days from date of passage unless given immediate effect by the Lansing City Council.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

This ordinance being necessary for the immediate preservation for the public peace, health or safety shall take effect upon its passage.

Carried.

ORDINANCE NO 558

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by revising section 36-104 and by adding new sections numbered 36-104.1, 36-104.2, 36-104.3, and 36-104.4 to code to provide for the establishment, composition and terms of office of the NDA No. 2 Citizens' District Council and for the election and appointment of members of the Citizens' District Council be placed on order om immediate passage.

Carried.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by revising section 36-104 and by adding new sections numbered 36-104.1, 36-104.2, 36-104.3 and 36-104.4 to code to provide for the establishment, composition and terms of office of the NDA No. 2 Citizens' District Council and for the election and appointment of members of the Citizens' District Council. members of the Citizens' District Council be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 558

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT CHAPTER 36, ARTICLE X OF THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, BE AMENDED BY REVISING SEC. 36-104 AND BY ADDING NEW SECTIONS TO BE NUMBERED SEC. 36-104.1, SEC. 36-104.2, SEC.

36-104.3 AND SEC. 36-104.4 TO SAID CODE TO PROVIDE FOR THE ESTABLISHMENT, COMPOSITION AND TERMS OF OFFICE OF THE NEIGHBORHOOD DISTRICT AREA NO. 2 CITIZENS' DISTRICT COUNCIL AND FOR THE ELECTION AND APPOINTMENT OF MEMBERS OF THE CITIZENS' DISTRICT COUNCIL.

The City of Lansing Ordains:

Section 1. That Chapter 36, Article X of the Code of Ordinances of the City of Lansing, Michigan, be amended by revising Sec. 36-104 and by adding new sections to be numbered Sec. 36-104.1, Sec. 36-104.2, Sec. 36-104.3, and Sec. 36-104.4 to read as follows:

Sec. 36-104. Neighborhood District Area No. 2 Citizens' District Council—Created; appointment of members; powers and duties.

There shall be created a citizens' district council for Neighborhood District Area No. 2 pursuant to Act 344 of the Public Acts of 1945, as amended by Act 189 of the Public Acts of 1968 and Act 173 of the Public Acts of 1969 of the State of Michigan. The citizens' district council shall consist of fifteen (15) members with the combination of elected and appointed members as follows: Seven (7) members elected from the development area; three (3) members appointed from the development area; three (3) members elected from the balance of the peripheral area; and two (2) members appointed from the peripheral area. All appointed members shall be appointed by the Mayor of Lansing and shall be confirmed by the Lansing City Council prior to taking office. The members of the citizens district council appointed by the Mayor of the City of Lansing shall be selected in a manner that insures that the citizens district council is, to the maximum extent possible, representative of the residents of the area and of other persons with a demonstrable and substantial interest in the area. The regular term of office as a member of the citizens' district council shall be for three (3) years.

The rights, duties and functions of the citizens' district council shall be the same as set forth in Act 189 of the Public Acts of 1968 and Act 173 of the Public Acts of 1969 of the State of Michigan, including other amendments to this act as they may affect those rights, duties and functions.

Sec. 36-104.1. Definitions.

Neighborhood development Area means that area designated for housing rehabilitation, preservation or acquisition and clearance in the Community Development Plan as defined by 1945 PA 344, as amended, and the physical boundaries are herein designated within Sec. 36-103.

Periprehal area means the Neighborhood District Area, the physical boundaries of which are herein designated within Sec.

36-101 exclusive of the development area contained therein.

Initial terms means the first terms on the Council after this amendment specified within Sec. 36-104 and any temporary extension thereof.

Sec. 36-104.2. Citizens' District Council; election of members, residences, terms of office.

(A) Ten (10) of the fifteen (15) citizens' district council members shall be from the development area.

(B) Five (5) citizens' district council members shall be from the peripheral area.

(C) Three (3) of the citizens' district council members shall be appointed by the Mayor from the development area and two (2) of the citizens' district council members shall be appointed by the Mayor from the peripheral area. The remaining citizens' district council members shall be elected.

Sec. 36-104.3. Citizens' District Council; terms of members.

The original terms of office of the members of the citizens' district council appointed or elected pursuant to this ordinance shall be as follows:

(A) Three elected and one appointed member from the development area shall serve terms of three years.

(B) Two elected and one appointed member from the development area shall serve terms of two years.

(C) Two elected and one appointed member from the district area shall serve terms of one year.

(D) One member elected from the peripheral area shall serve a term of three years.

(E) One elected and one appointed member from the peripheral area shall serve terms of two years.

(F) One elected and one appointed member from the peripheral area shall serve terms of one year.

All terms of office after the original terms of office set forth above shall be for three years. In the event the office of a member becomes vacant before the end of the term of that office, the appointment to fill said office shall be for the remainder of that term only.

Sec. 36-104.4. Vacancies; citizens' district council.

Vacancies of elected and appointed members of the citizens' District Council occurring during the unexpired terms of office shall be filled by appointment of the Mayor. Such appointments shall be effective only upon confirmation by City Council. The citizens' district council may recommend individuals to the Mayor for

appointment to fill any vacancies existing on the citizens' district council. The Mayor shall consider all such recommendations before making his appointments. Prior to making any appointment to fill any expired or new term of office on the citizens' district council, notices shall be distributed in the development and peripheral areas soliciting individuals to apply to the Mayor's office for appointment to fill such vacancies. Such notices shall be distributed at least 30 days prior to making any such appointment and shall indicate the final date for applying to be considered for that appointment.

The Mayor of the City of Lansing shall forward each appointment to the citizens' district council to the City Council for confirmation along with a list of all individuals not appointed. The City Council shall confirm or reject all appointments made by the Mayor within 30 days of the date the appointment was forwarded to the Mayor.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Section 3. This ordinance shall take effect thirty (30) days from date of passage unless given immediate effect by the Lansing City Council.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

This ordinance being necessary for the immediate preservation for the public peace, health or safety shall take effect upon its passage.

Carried.

ORDINANCE NO. 559

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by revising section 36-114 and by adding new sections numbered 36-114.1, 36-114.2, 36-114.3, and 36-114.4 to code to provide for the establishment, composition and terms of office of the NDA No. 3 Citizens' District Council and for the election and appointment of members of the Citizens' District Council be placed on order of immediate passage.

Carried.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by revising section 36-114 and by adding new sections numbered 36-114.1, 36-114.2, 36-114.3 and

36-114.4 to code to provide for the establishment, composition and terms of office of the NDA No. 3 Citizens' District Council and for the election and appointment of members of the Citizens' District Council be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 559

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT CHAPTER 36, ARTICLE X OF THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, BE AMENDED BY REVISING SEC. 36-114 AND BY ADDING NEW SECTIONS TO BE NUMBERED SEC. 36-114.1, SEC. 36-114.2, SEC. 36-114.3 AND SEC. 36-114.4 TO SAID CODE TO PROVIDE FOR THE ESTABLISHMENT, COMPOSITION AND TERMS OF OFFICE OF THE NEIGHBORHOOD DISTRICT AREA NO. 3 CITIZENS' DISTRICT COUNCIL AND FOR THE ELECTION AND APPOINTMENT OF MEMBERS OF THE CITIZENS' DISTRICT COUNCIL.

The City of Lansing Ordains:

Section 1. That Chapter 36, Article X of the Code of Ordinances of the City of Lansing, Michigan, be amended by revising Sec. 36-114 and by adding new sections to be numbered Sec. 36-114.1, Sec. 36-114.2, Sec. 36-114.3 and Sec. 36-114.4 to read as follows:

Sec. 36-114. Neighborhood District Area No. 3 Citizens' District Council—Created; appointment of members; powers and duties.

There shall be created a citizens' district council for Neighborhood District Area No. 3 pursuant to Act No. 344 of the Public Acts of 1945, as amended by Act 189 of the Public Acts of 1968 and Act 173 of the Public Acts of 1969 of the State of Michigan. The citizens' district council shall consist of fifteen (15) members with the combination of elected and appointed members as follows: Seven (7) members elected from the development area; three (3) members appointed from the development area; three (3) members elected from the balance of the peripheral area; and two (2) members appointed from the peripheral area. All appointed members shall be appointed by the Mayor of Lansing and shall be confirmed by the Lansing City Council prior to taking office. The members of the citizens' district council appointed by the Mayor of the City of Lansing shall be selected in a manner that insures that the citizens' district council is, to the maximum extent possible, representative of the residents of the area and of other persons with a demonstrable and substantial interest in the area. The regular term of office as a member of the citizens' district council shall be for three (3) years.

The rights, duties and functions of the citizens' district council shall be the same as set forth in Act 189 of the Public Acts of 1968 and Act 173 of the Public Acts of 1969 of the State of Michigan, including other amendments to this act as they may affect those rights, duties and functions.

Sec. 36-114.1. Definitions.

Neighborhood development area means that area designated for housing rehabilitation, preservation or acquisition and clearance in the Community Development Plan as defined by 1945 PA 144, as amended, and the physical boundaries are herein designated within Sec. 36-113.

Peripheral area means the neighborhood district area, the physical boundaries of which are herein designated within Sec. 36-111 exclusive of the development area contained therein.

Initial terms means the first terms on the Council after this amendment specified within Sec. 36-114 and any temporary extension thereof.

Sec. 36-114.2. Citizens' District Council; election of members, residences, terms of office.

(A) Ten (10) of the fifteen (15) citizens' district council members shall be from the development area.

(B) Five (5) citizens' district council members shall be from the peripheral area.

(C) Three (3) of the citizens' district council members shall be appointed by the Mayor from the development area and two (2) of the citizens' district council members shall be appointed by the Mayor from the peripheral area. The remaining citizens' district council members shall be elected.

Sec. 36-114.3. Citizens' District Council; terms of members.

The original terms of office of the members of the citizens' district council appointed or elected pursuant to this ordinance shall be as follows:

(A) Three elected and one appointed member from the development area shall serve terms of three years.

(B) Two elected and one appointed member from the development area shall serve terms of two years.

(C) Two elected and one appointed member from the district area shall serve terms of one year.

(D) One member elected from the peripheral area shall serve a term of three years.

(E) One elected and one appointed member from the peripheral area shall serve terms of two years.

(F) One elected and one appointed member from the peripheral area shall serve terms of one year.

All terms of office after the original terms of office set forth above shall be for three years. In the event the office of a member becomes vacant before the end of the term of that office, the appointment to fill said office shall be for the remainder of that term only.

Sec. 36-114.4. Vacancies; citizens' district council.

Vacancies of elected and appointed members of the citizens' district council occurring during the unexpired terms of office shall be filled by appointment of the Mayor. Such appointments shall be effective only upon confirmation by City Council. The citizens' district council may recommend individuals to the Mayor for appointment to fill any vacancies existing on the citizens' district council. The Mayor shall consider all such recommendations before making his appointments. Prior to making any appointment to fill any expired or new term of office on the citizens' district council, notices shall be distributed in the development and peripheral areas soliciting individuals to apply to the Mayor's office for appointment to fill such vacancies. Such notices shall be distributed at least 30 days prior to making any such appointment and shall indicate the final date for applying to be considered for that appointment.

The Mayor of the City of Lansing shall forward each appointment to the citizens' district council to the City Council for confirmation along with a list of all individuals not appointed. The City Council shall confirm or reject all appointments made by the Mayor within 30 days of the date the appointment was forwarded to the Mayor.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Section 3. This ordinance shall take effect thirty (30) days from date of passage unless given immediate effect by the Lansing City Council.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

This ordinance being necessary for the immediate preservation for the public peace, health or safety shall take effect upon its passage.

Carried.

By COUNCILMAN McKANE—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived for the purpose of presenting items that are not listed on the agenda.

Carried.

That the Committee on General Services be discharged relative Pro-Bowl Liquor License Transfer at 2122 N. Logan St.

Carried.

By COUNCILMEN GUNTHER
AND McKANE—

Resolved by the City Council of the City of Lansing:

That the request from Pro-Bowl, Inc., for transfer of ownership of 1979 Class "C" licensed business with Dance-Entertainment Permit and permit for sale, service and consumption of alcoholic beverages in the concourse area, from Capitol Sports, Inc., at 2122 N. Logan St. be approved having received the signatures of all the required departments.

Adopted by the following vote:

Unanimously.

REMARKS FROM THE MAYOR'S EXECUTIVE ASSISTANT:

No remarks.

REMARKS BY THE CITY COUNCIL:

Councilman Worthington announced that the South Central Neighborhood Association was holding a reception at the I.O.O.F. Hall on S. Washington Avenue on January 30, 1980 from 7 to 10 p.m.

By COUNCILMAN BELEN—

That this meeting stand adjourned.

Carried.

Council adjourned at 8:30 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

January 21, 1980

F/B

CITY CLERK'S OFFICE

Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE

U. S. POSTAGE

PAID

Permit No. 1461
Lansing, Michigan

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OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, January 28, 1980

CITY COUNCIL ROOMS

Lansing, Michigan

January 28, 1980

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by President Adado.

Present: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman McKane.

Pledge of Allegiance was led by Councilman Lindemann.

By COUNCILMAN MCKANE—

That the Council Proceedings of January 7 and 14, 1980, be approved.

Carried.

PUBLIC HEARING,

NDA NO. 2 PLAN AMENDMENT

CITY CLERK FULTON: This is the time set for the public hearing on the proposed amendment to the physical development plan for the Eastside Neighborhood Development Area No. 2, items 1 and 2 on the agenda. This hearing is to consider an amendment prepared pursuant to the requirements of Michigan Act 344 of the Public Acts of 1945 as amended.

PRESIDENT ADADO: The Clerk will read.

CITY CLERK FULTON: The proposed Amendment contains provisions for the Acquisition of the three residential structures in NDA No. 2 at 1247 Bensch, 1237 Holmes and 1281 Lathrop.

PRESIDENT ADADO: Sandra Hearn, Lansing Planning Department, will now proceed with the introduction of the exhibits.

SANDRA HEARNS: President Adado, members of City Council, ladies and gentlemen, this public hearing is being held in accordance with Michigan Act 344 of

the Public Acts of 1945, as amended, an act known as the Blighted Areas Act. For the purpose of the record, I would like to introduce exhibits regarding the background of this property and activities that have occurred in preparation for this hearing.

(It is not necessary to read each of the exhibits but their description follows:)

Exhibits No. 1 is a certified copy of an excerpt from Citizens' District Council No. 2 minutes of November 13, 1979 in which the members tentatively approved the Acquisition of the properties at 1247 Bensch, 1237 Holmes and 1231 Lathrop.

Exhibit No. 2 is a certified copy of an excerpt of the Planning Board's minutes of December 18, 1979 in which the members tentatively approved the Acquisition of the properties at 1247 Bensch, 1237 Holmes and 1231 Lathrop.

Exhibit No. 3 is background information on the proposed Acquisition properties, 1247 Bensch, 1237 Holmes and 1231 Lathrop in Neighborhood Development Area No. 2.

Exhibit No. 4 is a certified copy of the notice of Public Hearing that was published in the *Lansing State Journal* on January 13, 1980.

Exhibit No. 5 is a certified copy of the notice of Public Hearing that was published in the *Lansing Star* on January 17, 1980.

Exhibit No. 6 is an affidavit affirming that notice of the Public Hearing was mailed to residents and property owners in the district and development areas of Neighborhood Development Area No. 2 on January 14, 1980.

The structures at 1247 Bensch Street, 1237 Holmes Street and 1231 Lathrop Street are in critical condition. Cost estimates for the rehabilitation of the structures have been made and it has been determined that the cost of repair is considerably more than the estimated market values. Therefore, it is recommended that the properties be acquired and the structures demolished.

PRESIDENT ADADO: Anyone in the audience who would like to comment on the proposed Acquisition of the properties at 1247 Bensch Street, 1237 Holmes Street and 1231 Lathrop Street in Neighborhood Development Area No. 2 and the demolition of the structures on the properties, please step to the microphone. State your name, address and comments, keeping in mind that there may be other people who would like to be heard.

Public Comment on NDA No. 2 Plan Amendment

No persons spoke.

PRESIDENT ADADO: If there are no further comments, then the Planning Department is directed by the Chair to forward this Amendment to the Eastside Neighborhood Development Area No. 2 Plan to Citizens' District Council No. 2 for their review. Pursuant to Public Act 344, the District Council's action must be completed during the 10 day period ending on February 7, 1980.

Referred to Committee on Physical Development.

PUBLIC HEARING

January 28, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed Ordinance for the acquisition of properties in NDA No. 2 (1247 Bensch St., 1237 S. Holmes St., and 1231 Lathrop St.).

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed ordinance he had the privilege of speaking at this time.

No persons spoke.

Referred to Committee on Physical Development.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON NON-AGENDA ITEMS. YOU MAY SPEAK ONLY FOR 3-MINUTES ON ANY ONE ITEM.

Dick Holmes spoke and presented copy of a letter he sent to Board of Water and Light relative to purchase of cars and place of holding the Board of Water and Light 25 years award Banquet.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

MECHANICAL DEVICE—
Pinball Pete's.

PUBLIC DRIVERS—
Thomas Robert Carr, Daniel Allen Garza.

Referred to Committee on General Service.

Claims filed by:

Dean A. Lardie for damage due to back-up of city sewer.

Susan A. Howard for damage to tire on her automobile due to hitting a pot hole in the street.

James L. Witzel, Attorney for Nancy Hamilton vs. The Public Service Department, City of Lansing et al for injuries sustained as result of negligent design, marking, maintenance and/or construction, etc. of a public street known as East Grand River Avenue at its intersection with westbound Oakland.

Referred to Mayor and City Attorney.

Petition filed for S-1-80—Storm Sewer in Sidney Street from Reo Rd. to Jolly Rd.

Referred to Mayor and Committee on Physical Development.

Letter from State of Michigan—Department of Treasury—State Tax Commission in regard to a Commercial Facilities Exemption Certificate for Altman Bros.

Referred to Mayor, Economic Development Corp. and Committee on Economic Development.

LWC Co. at 118 W. Ottawa St. submits application for a Commercial Facilities Exemption Certificate.

Referred to Mayor, Economic Development Corp. and Committee on Economic Development.

Letter from the Ingham County Cooperative Extension Service that they would be willing to meet with Foster School Community Residents in planning and implementing extension of activities at Foster School.

Referred to Mayor and Committee on Public Property and Safety.

Letter from E. Jane Dudley urging the continued use of the orange bags.

Referred to the Mayor and Committee on Physical Development.

MAYOR COMMENTS ON ANY ITEM ON THE AGENDA:

Mayor read his annual State of the City Message.

Monday, January 28, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council
10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

Pursuant to Article 4, Section 4-102.4, of the City Charter, I am submitting to you my Annual State of the City Message. Encompassed within this report is a brief overview of the activities of various City departments; comments on the organization of the City Administration; and, a summary of the financial condition of the City. The report by Charter requirement is necessarily historic, a reflection of the performance of the City of Lansing for its residents during 1979.

The City of Lansing has undertaken a significant number of major improvements in recent years, and especially in 1979. These were good years, generally speaking. The property tax rate was relatively low compared to most other cities; Federal Revenue Sharing was on target; State Shared Revenues came in on time; automobile sales were high; unemployment was relatively low; industries expanded with City assistance; commercial establishments were remodeled; neighborhoods were improved with City and Federal government assistance; crime and accidents went down; we were meeting our basic needs.

However, we are now in a day when run-away double-digit inflation, Federal and State mandated costs, employee contracts, special demands on the part of small segments of the general public, the energy crisis, and increasing needs are resulting in costs never before witnessed. Coupled with these matters—State Shared Revenue payments are being delayed; Federal Revenue Sharing (\$2.9 million) is in jeopardy; Federal Community Development dollars are being reduced at a rapid rate; and unemployment is up.

I do not, at this time, believe that the taxpayers of our City will accept the substantial tax increase necessary to continue the present levels of services and to meet all other needs so eminently clear, i.e., the \$1.6 million to \$2.2 million clean-up of the Aurelius Road Landfill, being mandated by the Michigan Department of Natural Resources; one million dollars for parking ramp improvements; Holly Park Storm Drain, Foster Street School (\$100,000 estimated for code compliance, and \$500,000 or more, for renovations); the \$5 million to improve streets, curbs and gutters; the City's share of \$800,000 to \$900,000 necessary to divert vehicular traffic of Lansing General Hospital and nearby businesses out of the adjacent residential neighborhood; the large increases in employee fringe benefits, which now exceed \$12,000,000 annually out of a \$40 million General Fund budget; bridge replacements; park improvements; the \$850,000 City subsidy necessary to continue the orange bag, solid waste program; and a host of other matters which need attention.

I have already begun implementing a number of measures to reduce costs and to increase efficiency within the Executive Branch. I request City Council to do the same. I urge you, and especially new members, to resist the temptations to add new

programs, because similar programs were funded in the past. Let us complete the projects already on the drawing boards, and hold off the new, unless a corresponding reduction can be made elsewhere.

This does not mean that the City of Lansing is not going to progress. It does not mean that our needs cannot be met. It does mean that we will move ahead, but at a slower pace than in the recent past.

Let these words serve as the theme of this Annual Message as we begin this new year and this new decade.

I look forward, as I am sure do you, the members of City Council, to the 1980's with optimism, knowing that our City, like few others, has the potential to achieve our goals. We can attain our goals, if we agree, at the outset of the '80's on the specific nature of our goals, priorities and an integrated implementation plan of what the goals are and how we get there.

We can all share in the credit. But, if we fail in our goals, or if we fail to keep our finances in order, then we will all share in the blame.

DEPARTMENTAL ACTIVITIES, PROGRAMS AND SERVICES

Police Department:

During the past year, the Lansing Police Department with cooperation from our citizens has concentrated on making Lansing a safer community. As reflected in the FBI Crime Index Reports for Year 1979, there has been a total crime decrease of 27 percent in Lansing. In comparison, cities similar to Lansing have averaged a 10% increase.

As of October 31, 1979, departmental statistics reflect a 5% decrease in violent crimes and only a 5% increase in crimes against property. In addition, the department has recovered over \$1.3 million in stolen property, an increase of 48% over the same period last year. From the base year of 1970, the FBI Crime Index Reports show a total crime decrease for each year of the period 1971 through 1979. These decreases have ranged from 2% annually to 31%.

Several innovative programs in the department contributed to the overall effectiveness of the City's law enforcement program. In particular, those included:

1. STAR (Stop Traffic Accidents Right)—Project STAR is a combined enforcement and public awareness effort designed to reduce accidents among 16-24 year olds in Lansing. As of October 31, 1979, there have been 182 fewer personal injury accidents and 679 fewer property damage accidents than during the same period last year. To increase public awareness, as of August, 100 public speaking engagements reaching 15,706 people were presented. Handouts, newspaper articles, billboards, television

and radio announcements enabled the project to reach many other people. This project was federally funded through the Michigan Office of Highway Safety Planning. The grant was terminated November 30, 1979, and it is doubtful that resources can be identified to provide this service in the future from local funds.

2. "Sting" Operation—This anti-fencing operation identified and apprehended those responsible for crimes of theft, and recovered stolen property for its rightful owners. More than \$850,000 in stolen property was recovered and most of it returned to Lansing citizens. Also, over 80 people were arrested for felony cases. This operation was state-funded through the Office of Criminal Justice.
3. Foot Patrol—Another "new" feature implemented this year was the establishment of a foot patrol beat this past summer on Michigan Avenue. This program is currently being evaluated and an initial survey indicates the program to be very popular with local business people. Based upon availability of funds, the department is investigating foot beats in Washington Square, North Lansing, South Lansing, Frandor and Logan Center.
4. Park Security—Under the Mayor's re-organization plan, the Lansing Police Department acquired the responsibilities of policing City parks. This added responsibility and service is provided by existing personnel and equipment transferred from the Parks Department. I have recommended actions to you to decrease problems at the Potter Park complex. I again request that you act to adopt these recommendations.
5. Bicycle Safety Patrol—This CETA program was implemented for a second year, to increase bicycle registrations, reduce thefts and educate bicycle riders of all ages. During the summer the patrol issued 76 moving violations, 1700+ written warnings and 1500+ verbal warnings. The bike patrol recovered 68 stolen bicycles, three times as many than in 1978, even though the program was in operation one month less.
6. LEMS (Law Enforcement Management System)—The LEMS system under development consists of a mini-computer and related components to provide law enforcement administrators with management data. It will eliminate paperwork, and manual manipulation of data by providing uniform crime reports, manpower deployment and crime analysis statistics.
7. Crime Prevention—New to the crime prevention program this year is a Neighborhood Watch Group, consisting of over 90 members organized in the Rivers Edge Subdivision. The unit has also worked with residents from the Gardner Junior High area and the East

Side Neighborhood Organization to form Neighborhood Watch Groups. Individuals are instructed in crime reporting and crime prevention techniques.

8. Pistol Range—A protective canopy was constructed at the pistol range to prevent overshot rounds from going over the backstop, to prevent even the slightest risk from an errant round going beyond the range area.

Several members share in my disappointment of the defeat of Proposal A on the November ballot, and the Police Department, the Board of Commissioners, my staff and City Council must work together to address the needs for Police space in the future. This was a major planning task during 1979 and the City had a large investment in the planning process. We must now address the needs, existing capabilities and financial resources to properly deal with this very vital issue in the 1980's.

Fire Department:

The Fire Suppression Division of the Fire Department is one of the most costly operations of the City. The members are provided the most modern equipment of probably any other city in the State. The combined efforts of the Fire Marshal's Division, the Fire Suppression Division, and the Training Division have reduced the number of building fires by 28% in 1977, by 18% in 1978, and by another 9% in 1979. The dollar value loss from fires for 1979 was reduced by 31% from 1978, indicating that the large expenditures for manpower, equipment, education and training programs are providing very positive results. Today, the per capital loss is far below both the National and State averages, a trend which started just a few years ago.

In 1979, the new \$250,000, 100 foot telescoping, articulating platform truck, equipped with a 1,250 gallon per minute fire pump, referred to as "Firebird Platform Number One," was placed into service. This piece of equipment was used for the first time on October 30, 1979, at the Diamond Reo fire, providing superior suppression capabilities and increased safety to the fire-fighters on this rig. This equipment has since responded to numerous other calls in the Central Business District and at local hospitals.

To further improve our capabilities, and efficiency, two gasoline pumping engines are being converted to diesel, which will make all first-line pumpers diesel powered. An articulating bucket has been added to new Alarm Truck No. 60. A new flow meter system was received for fire engineers and training officers to obtain instant, continuous, gallons per minute flow readings from a pumper's discharge nozzle. The flow meter is used to also test pumpers for Underwriter's certification.

The department's Training Division initiated an in-station schooling program, using public access television Channel 28.

Programs with training tapes were shown to all station personnel. The training academy was used during Fire Prevention Week to instruct the public on types and use of fire extinguishers. In cooperation with the Board of Water and Light, personnel and equipment from both departments have been participating in high level rescue practices. The Fire Marshal still continues to train school aged youngsters on fire prevention.

The Paramedic program of the Department had its busiest year ever providing emergency medical services to Lansing residents. The Department now has 100 trained Emergency Medical Technicians and 18 State licensed Paramedics, with 4 other fire-fighters now enrolled in paramedic courses at Lansing Community College. The Department has increased the "E-Units," which are pumping engines with Emergency Medical Technicians who respond to emergencies to stabilize patients until the arrival of Paramedics, from 6, in number, to 9. This expands our capabilities to provide a vital service at minimum cost.

To support the Paramedics, a new ambulance, "Ambulance 42," was put into service, and another is on order, giving the Department three module type ambulances which meet Federal and State of Michigan requirements for headroom and width.

Building Safety and Development

In the Year 1979, reports showed a slow down in construction on a National basis. Lansing was an exception to this trend.

The several divisions of Building Safety have experienced a record breaking year in which 1,620 building permits were issued representing a permit value of \$58.2 million, exceeding the previous high of 1,614 permits issued in 1971. This also represents a major increase over 1978 when 1,279 permits were issued with a permit value of \$39 million. This increased workload was handled with no increase in personnel. The permit fees and license fees, special assessments and code book sales generated \$361,333 to the City treasury.

Of the \$58.2 million, just over half the total was in residential construction or remodeling. New multi-family construction increased from \$2.0 million to \$10.2 million, and new one- and two-family construction doubled, from \$6.7 million to \$13.3 million. Commercial construction remained virtually unchanged, \$27.3 million in 1978 going up to \$28.8 million in 1979.

This heavy construction workload resulted in a total of 6,014 permits issued in 1979 compared to 4,650 permits in 1978, without any increase in staff. The department performed 17,381 construction inspections, 1,591 housing safety inspections, 745 housing re-sale inspections, and over 4,500 inspections of trash or weed complaints.

The aforementioned does NOT include the \$44 million office building of the State of Michigan, and directly to the West of the State Complex.

The Residential Rehabilitation Division, funded through the Community Development Block Grant, prepared 550 separate contracts with different building contractors for restoration of 101 homes. While fewer houses were begun than in 1978, more structures were completed in 1979 (207) than in 1978 (123). Additionally, housing inspectors have checked 154 homes in Neighborhood Development Areas No. 1 and No. 2, with 61 structures brought into full code compliance as required by the NDA ordinances. The success of this Federally Funded program speaks well for the approach we are following.

Community Development:

The Redevelopment Division of this department has made significant progress on the Capitol Commons redevelopment project, with acquisition, relocation and demolition nearly finished. More importantly, considerable time and effort by staff as well as different boards and committees resulted in selection of EJS Housing Partnership to develop this \$25 million project. Financial negotiations are now underway with the Michigan State Housing Development Authority and the U.S. Department of Housing and Urban Development.

On Community Development Block Grant projects, the Redevelopment Division continued its activities in the housing rehabilitation and neighborhood restoration program. The division handled the financial aspects of applications and payments to contractors on housing rehabilitation. Acquisitions of properties in NDA No. 1, No. 2, and No. 3 are virtually complete, and acquisition efforts have begun on the expanded NDA No. 3 as part of the Motor Wheel improvements program, with 45 properties to be acquired. The parking lot expansions in neighborhood commercial areas on West Saginaw and East Michigan are ready for construction in 1980 with the exception of one remaining acquisition. The Phase I portion of North Lansing facade restoration was essentially completed in 1979 despite a series of problems, most of which resulted from actions which occurred before Redevelopment was given responsibility for the project. The Division has identified solutions to smooth the implementation of Phase II in 1980, funded by the Michigan History Division.

The Division also implemented a \$250,000 Section 312 housing rehabilitation program in 1979 and has received another \$250,000 to be used in the current Federal fiscal year. The grant agreement for the NIP program, financed by the Michigan State Housing Development Authority, is being finalized. The Division has also awarded its final contracts for \$2.6 million in Economic Development Administration Public Works grants with the exception of the \$45,000 allocated to the North Lansing Comfort Station which was involved in

litigation. Presently, work is underway on this part of the project.

In Urban Renewal properties, just two parcels remain available at present, Parcel 5C1 and 5B1 and Parcel 6, both in the 300 block N. Washington. Two others are being withheld from sale pending grant requests from the Federal government and another is off the market awaiting a final proposal from the developer for a roughly 69,000 square foot office building. Negotiations are continuing with the developer for Parcel 15, the "100 Block." During 1979, construction began for the \$11 million Riverfront Housing Project of 278 units and construction was completed for the R & R Development Co. office building in the 200 block N. Washington Square on Urban Renewal properties. Too, the one million dollar Riverfront Mall project should be breaking ground this Spring.

Board of Water and Light:

In addition to their regular responsibilities, members of the Board spent most of 1979, reviewing materials and listening to citizens' input to reach a decision on future power needs in Lansing. The members of the Board overruled staff recommendations and heeded citizens' demands in rejecting participation in any nuclear power plant.

The cost of coal continued to soar in 1979, particularly due to the environmental laws which dictated use of more expensive low sulfur coal, which comes at greater distances to the Lansing plants. The Board of Water and Light, which generated 2.6 billion kilowatt hours of electricity last year, will burn well over a million tons of coal in 1980, at a cost five-fold above just 10 years ago; up from \$3.80 in 1970, to \$44.70 today. These soaring costs forced the Board reluctantly to raise its base electric rates in 1979, for the first time since 1975. However, in those new rates is a special "lifeline" rate for, seniors using moderate amounts of electricity.

The Board developed an oil spill containment system which could function in the Grand River, regardless of the source of the spill, within 11 minutes after a call is received.

A jointly funded project between the Board and Michigan Ash Sales of Essexville, Michigan, has been completed and from now on this system will reclaim the majority of ash generated at the Erickson Station and will save ratepayers thousands of dollars over the next 20 years. To aid in disposal of unclaimed flyash, the Board purchased a 40 acre licensed landfill site on Lake Lansing Road in 1979.

The Board added 1.5 miles of new overhead electrical distribution circuits in 1979, buried 8.1 miles of underground lines, installed 2.22 miles of additional cable in duct and .48 miles of new electric duct lines. Also during the year, 271 modern street lights were installed. In water services, 3.41 miles of water distribution mains were installed, along with 1,700 feet

of well transmission mains and 63 new fire hydrants. The Board pumped 9.6 billion gallons of water to its customers with a peak of 36,960,000 in just one day.

The Board continued to be one of two utilities in Michigan to maintain a bulb exchange program for its customers and distributed a half million bulbs during 1979.

Now the environmentalists have hit the Board with a cost of \$50 million in improvements. The large cost will result in a \$24 million bond issue, the balance coming from cash flow over a period of time.

Of the total, \$26 million will be expended at the Eckert Station on a multi-flue chimney project. This will insure that the ever changing air quality standards will be met by 1983, the completion date for the project.

A \$1.2 million innovative flue gas conditioning project will go on line in 1980. The Board is the second Michigan utility to use such technology, which will achieve the same air quality standards as other projects costing 10 to 15 times as much.

Other expenditures will cover the coal and ash handling facility at Eckert Station; water treatment at the Ottawa Plant; 2 water plant improvements (Cedar and Wise); 2 sub-station improvements, with the balance going into well programs.

These costs are tremendous and will someday, with other costs related to changing environmental laws, have an adverse effect on our rates, rates which have been among the lowest of any major utility in Michigan. No, I am not opposed to clean air, clean water and clean land—however, I do question why pollution, which has been in existence for 100 years, must now be corrected almost immediately, without consideration being given to those who must pay, whether they can financially afford it or not. A little time would be of benefit.

During 1979, much was said by individuals and groups, which led people to believe that the Board of Water and Light was not assisting others to conserve energy. Fact or fiction? Fiction.

Even before the Presidential announcement on the possibility of general "energy shortages," our municipally-owned Board of Water and Light had assigned six engineers to the task of assisting industries, businesses and homeowners to a more efficient use of electrical power, such taking place **EVEN THOUGH THERE IS NO ELECTRICAL POWER SHORTAGE FOR THE CUSTOMERS OF THE BOARD OF WATER AND LIGHT AND EVEN THOUGH NONE IS ANTICIPATED UNTIL AFTER THE YEAR 1985.** Each industry was encouraged to do likewise. As a result, our biggest electrical users—Oldsmobile and Fisher Body, Divisions of General Motors—annual savings range between 20-25%. The savings to other industries range between 16-22%.

The municipally operated Board of Water and Light has not only been providing specifics to industries, businesses and homeowners, but it has also been advertising via direct mail, newspaper and radio.

Public Service Department:

If, indeed, there is a critical situation confronting any City department, as well as, the City Council and Mayor, it is in the enormity and complexity of the tasks facing the Public Service Department. The department is attempting to resolve problems involving environmental issues which have dramatically impacted everything this department does. The financial magnitude of issues which relate to Public Service functions may be greater than anything else the City undertakes.

I have advised you in recent separate communications of the issues under study by the Public Service Department in 1979 and moving into 1980. In some instances, Council policy must be established in order for progress to be made on the issue at hand. I ask your full cooperation, support and prompt action.

Particular areas of concern involve:

- The solid waste program, where an \$852,000 general fund subsidy is projected for FY 81, a level which I believe is insupportable. This matter was addressed to Council in mid-November, and Council recommendations on increased fees, reduced levels of service, more emphasis on user costs, etc., must be decided prior to upcoming budget deliberations.
- The critical shortfall in the Act 51 Street Funds, which was presented to Council in early December. With the very disappointing defeat of Proposition D for road work last November, careful scrutiny must be given to the City's street program. This City cannot at this time afford a program to maintain all categories of streets, as well as, alleys and sidewalks at present levels. Your direction in this area is extremely important. I must know your policy priorities in light of the financial constraints.
- Asphalt plant. The City has agreed with the Michigan Department of Natural Resources to cease operation at the South Street plant. With the defeat of Proposal B, the City has no capability of providing for its own asphalt production, and will be forced to pay higher costs to private contractors. The result is clear—less street work will be done in 1980, and costs may well be higher for reduced levels of service.
- Aurelius Road landfill. The DNR has shown no willingness to allow a phased program for the clean-up. City Council was advised of this situation in a special meeting on January 10, 1980, upon completion of the engineering study by Snell

Environmental Group. The projected price tag is \$1.6 to \$2.3 million, and this could absorb the entire capital improvement budget, if it must be paid from General Funds in 1980. At present, eight pieces of legislation on this topic are before Congress, and I would hope that time will be allowed for Federal assistance on this matter. I am continuing to pursue options which would allow the City to store payments for implementation of these D.N.R. mandates.

- Sanitary sewers. The D.N.R. continues to prohibit sewer extensions, and expects the City to correct overnight problems, which are the result of 50 years of growth development under different technical and legal requirements than are now being applied to them. The price tag now exceeds \$300 million. Wastewater treatment overflows have also been cited by the D.N.R. This, too, was addressed at the January meeting.

- The Coleman Road landfill. This item remains before Council Committee, yet the need for alternative landfill facilities becomes more pressing daily. This, of course, ties into the solid waste program, as well.

In spite of these major areas of concern, the Public Service Department provided to our residents substantial amounts of public improvements during 1979, within the dollars available. The most significant of these projects were the completion of the Kalamazoo Street bridge in November at a cost of \$2.8 million, and renovation of the 200 and 300 blocks S. Washington Mall at a cost of approximately \$900,000. In both cases, the contractor was done on time and within budget.

Public Service crews completed five miles of major street resurfacing, costing \$360,000; eight miles of local street resurfacing, at \$565,000; two miles of new black-top surfacing, at \$115,000; and two miles of alley paving costing \$45,000. New storm sewer construction amounted to 7,010 linear feet and new sanitary sewer construction of 7,600 linear feet was completed in 1979. New sidewalk construction of 13,500 linear feet and sidewalk repairs of 85,000 square feet were done during the year, as was 14,520 linear feet of new curb and gutter.

Reconstruction of railroad intersections was finished at five locations at a total cost of \$660,000 (the City's share being 10%). Three pedestrian overpasses were painted at a cost of \$44,000. The Kaynorth-Northrup intersection was reconstructed to provide increased motorist safety at a cost of \$60,000 and \$140,000 was spent in resurfacing the N. Grand River bridge. All these projects made 1979, the most ambitious year for public improvements in the history of the City, and provided needed improvements throughout the entire City.

Yet, despite this work, we know, and I have reported to the Council in the past, that our ability to maintain the basic City infra-structure is slipping further and fur-

ther behind. Our curb and gutter requires serious attention, and more and more of our streets are now rated in the "fair" or "poor" categories. This will require careful review and analysis and consideration of the available dollars to determine future efforts. We must study together ways to maximize dollars while continuing to provide the best service we can financially afford.

In the solid waste program, City crews collected 3.3 million orange bags as 70% of our City's households are now participating in this program. The increased participation speaks to the quality of service that has been provided, and has reduced the subsidy per bag collected. But the bags which cost 4¢ when the program began City-wide in 1975 cost 10.5¢ apiece now. The City collected some 5,700 bulk items, and the private landfill has recently instituted price increases on bulk item disposal. Additionally, 200,000 non-revenue producing bags were collected during the spring and fall leaf pick-up programs.

The City is attempting to resolve with the DNR at present any difficulties with the Wastewater Treatment Plant. The plant processes 24.87 million gallons of sewage daily, over 9 billion gallons annually. The treatment system has a 95.8% removal efficiency on biochemical oxygen demand, and a 98.0% efficiency in removal of suspended solids. City staff are working to resolve various problems at the plant to reduce excessive down-time and high maintenance costs. Further, the sludge incinerator was not properly functioning for much of the year. Corrective actions are being taken.

The former Department of Traffic and Parking became a division of the Public Service Department with my Executive reorganization. While the day-to-day operations have not been substantially changed, the coordination between Public Service and Traffic has improved, and manpower utilization across divisional lines is being studied to increase efficiency.

In 1979, the Division assumed responsibility for erection and maintenance of street name signs. After considerable delay in receipt of materials, the Division has been manufacturing a large number of signs since August. The method of installation has changed also to minimize theft and vandalism, which could mean a significant cost reduction in the street name sign program. Larger signs will be installed on main streets for better motorist visibility.

In an effort to maintain financial stability to the Parking System, a recommendation was forwarded to and approved by City Council for increases in parking rates and parking fines. These were the first increases in over five years on the rates, and were well below the inflationary rate for that period. All rate increases have been implemented although some street meters have not yet been adjusted due to the lack of parts for conversion.

During the year a consulting firm prepared plans and estimates for major repairs of the four parking garages. The consultant has completed the study report for bids in early 1980 on this construction. This major undertaking will cost more than \$1,000,000 when completed.

Just recently the City has established a "Multi-jurisdictional Committee" to address parking and transportation issues in Lansing. The goal of this Committee is to establish a policy to enhance development of the downtown area. This Committee will serve to better the coordination between the State, the Community College, the City and local businesses.

Human Resources:

The Human Resources Department is responsible for outreach, development, coordination, and management of over \$925,000 in services operated by outside agencies and governmental units. Through its participation on the Human Services Integration Committee, the department has worked with various funding agencies to better serve the human service needs of Lansing citizens through a coordinated approach to information sharing, planning and implementation. This has resulted in service delivery in over 100,000 instances during 1979 for such things as physical and mental health care, substance and alcohol prevention and treatment, child care, volunteer placement and homebound meals for the elderly, neighborhood rehabilitation, clean-up and beautification, child abuse and neglect prevention, coordination of services for women and handicappers, employment services, crime prevention, money management and home maintenance, as well as, referral and follow-up for citizens with emergency needs.

Some of the significant instances of these services were:

- Five day care centers serving 400 families, of which 243 were female heads of households.
- Over 400 homebound meal recipients on an expanded seven day program.
- Nearly 1,000 individuals served by the Women's Bureau including 82 job placements and 56 receiving financial aid to attend Lansing Community College.
- Youth Development Corporation working on 137 homes in Community Development neighborhoods, and working with Housing Assistance Foundation on 100 small home repairs.
- Money management counseling to 2,259 persons; alcohol or substance abuse prevention of treatment to 7,867 cases; health care for information in nearly 30,000 instances; employment service to 221 individuals.

Parks and Recreation:

The greatest issue for the Parks and Recreation Department during 1979, and facing

the City in 1980, relates to the availability of employees adequate to maintain park areas. Prior to the existence of CETA, the summer work force was set at 96 seasonal or full-time positions. With CETA funding this increased to approximately 110 but by the end of 1979, had reduced to 50 positions. This will obviously have significant impact on maintenance of park facilities. No organization can lose 50% of its work force without a drastic effect on the service provided. Compounding this problem is the increase in facilities which the Department is responsible for, such as the Logan Corridor which is contracted to the City by the State of Michigan. In addition, park areas such as Forest View, Marscott, the additional Riverfront Area, Turner/Dodge, Downtown landscaping, and the South Washington Mall have left the Department in a position where it will not be able to maintain the areas at standards the community has come to expect. We have enjoyed the harvest of programs to expand our parks operations and now must face the task of maintaining what has been built. Either the maintenance will suffer, or the General Fund revenue must be increased to pay for these developments.

For example, during 1979, the Department completed a large number of major construction and renovation projects, many of which were grant funded or from trust accounts. Departmental crews completed \$72,000 of work from the Ranney Trust to Ranney Park including outfield sod, an irrigation system, remodeling of the score shed, and improved restrooms, fencing, and parking lot. Ballfield lighting at Gier Park (three fields) and Davis Park (two fields) was funded 50% from Revenue Sharing for a total of \$255,000. Renovation was undertaken at the Miller Road Center as a result of a grant from the U.S. Department of Health, education and Welfare Office on Aging. This \$175,000 project included new heating and air conditioning systems, remodeling of restrooms, a craft room, parking, site development, and aesthetic treatment of the Center.

Neighborhood parks were improved with the installation of federally funded tennis courts at Forest View, Wilson, Marscott, Wood Creek and River Street; as well as, grading, play equipment, and walls at Walsh, Beck and Regent Street parks. Work is also nearing completion on the Turner/Dodge site which was made possible in part through an Economic Development Administration Grant of \$160,000. Both site improvements, as well as, interior improvements made possible a successful Decorator Showcase Event in late October. Attendance at recreation centers has continued to increase dramatically. For instance, participation at Gier Center increased 20% to 84,540 visitations during the first 11 months of 1979. Kingsley Center has maintained a similar growth rate, with 25 social service agencies providing assistance to the westside through Kingsley. Our capabilities to provide a competitive sports program have almost reached a saturation point.

In an effort to most efficiently stretch the available dollars, the after school and evening recreation club programs were reduced as were the hours of operation at neighborhood drop-in centers. As many of the club programs provided duplicative services, the expenditure of our scarce resources cannot be advocated under present financial circumstances.

One of the increasingly popular activities is the summer concert series at Riverfront Park, which attracted over 5,000 persons for music ranging from jazz to country in 1979.

The Forestry Division responded to nearly 2,000 inspection calls and nearly 600 storm damage calls in 1979. The division has trimmed 5,575 trees, removed 734 trees and sprayed 2,100 to control insects or fruit development. Street trees were purchased with funds appropriated by Council against my recommendation—however, these trees have been added to the nursery due to lack of funds for personnel to plant them. The Vector Control program responded to 485 calls and took appropriate actions; however, I would again recommend that Council consider the cost effectiveness of this program. The recently renovated City Market continues to run at capacity, and every booth is rented out at this time.

Based on attendance figures, reservations, parking problems and frequent need for police enforcement, it is evident that Lansing's park facilities are very heavily utilized. In some cases, uses became so intense, such as at Potter Park, that control actions became necessary. As you are aware, recommendations of the Zoo Society and the Park Board have not been acted upon by City Council, and a repetition of last summer's bad experience may be expected. I am asking the Council to review its policy on rate structures, which supports many of these programs. We can sustain them only with realistic financial consideration. We can have excellent facilities, but we must face the costs and determine means to pay them.

Planning Department:

The Planning Department continued its role in all areas of the City's current and future development, providing research and analysis to all major projects in the City. The department's work program is segmented into five key categorical areas. Those are:

Economic Development:

The Planning Department provides staff to the Mayor's Economic Development Advisory Group. Through December 3, 1979, the City of Lansing has approved tax exemption certificates for six Plant Rehabilitation and Industrial Development projects and nine Commercial Redevelopment projects. The Certificates approved to that date involve investments totaling \$4,747,707 and may yield up to 640 new jobs within the City, while they result in exempting .242% of the property tax base from taxation. The Economic Development

Division also prepared a report on the use of tax abatement that was published in October of this year and has been widely circulated.

Other activities undertaken by the Economic Development Advisory Group include responding to two requests for consent to economic incentives to projects resulting in a transfer of employment from Lansing; reviewing activities of the Lansing Metropolitan Development Authority; coordinating the City's response to the U. S. Economic Development Administration that led to the agreement with the Michigan History Division permitting demolition to continue on the Diamond Reo property; and preparing papers on downtown office development for the State/Local Development Team.

Comprehensive Planning:

The River Island Comprehensive Development Plan was published in February and recorded as an official plan amendment with the County. The Plan provides guidance for the Capital Development Program, west-side circulation, and developing the downtown area.

A City-wide land use inventory was also completed, the first such update in 20 years. It provides current reference for evaluating rezonings, and enforcement of the Zoning Code and is the basis for land use decisions for the Comprehensive Development Plan.

The Southwest Area Comprehensive Plan was initiated in September. Public information meetings were held to introduce the planning process and enlist participants in preparing the plan. The target for completion is June 1980.

Also, nearly 30 Act 285 reviews were completed, most significantly on reuse of the four schools closed by the Lansing School District; disposal of excess City properties; and requested street vacations.

Transportation:

The final Environmental Impact Statement for the Logan Corridor project has been completed, and is being submitted to the Federal Highway Administration for approval. Final details are being worked out with the State of Michigan for the proposed \$2.5 million grant for an Inter-modal Transportation Terminal to serve CATA and inter-city buses, taxis, and provide additional downtown parking. It is expected that preliminary engineering work will begin soon. A grant for a study of transportation along the Michigan Avenue Corridor has been awarded to the City by the Michigan Department of Transportation. The study will examine alternate and energy efficient technologies to attract more mass transit riders along the corridor between the Capitol Complex in downtown Lansing and East Lansing. For the first time, a team from the State of Michigan, Lansing Community College, Downtown Business Council and CATA have joined hands with the City to study parking and

transportation downtown. The Committee will develop policy and prepare recommendations on innovative approaches to reduce parking demand and traffic congestion.

Housing and Neighborhood Development:

The Community Development Program is now in its 5th year and implementation of the adopted physical development plan for NDA 1, 2, 3 and the Expanded area of NDA 3 is in full progress. NDA 4 is presently formulating its development plan. The Community Development program is also assisting in implementation of the NIP program, the Section 312 program, the NSA Section 8 Substantial Rehabilitation program as well as the existing NDA's and Capitol Commons. I am pleased with progress in the Neighborhood Development Areas and the Community Development program in general. They show the City's ability to design and implement programs to benefit our residents.

As we approach our 6th and final year of the Community Development Block Grant Program that has been adopted by Congress, we are looking forward to new legislation which will continue the program and increase our grant allocation so that we can continue implementation and can make the program more efficient and successful in our City in the coming year.

The Citizens' District Council for Neighborhood Development No. 4 is now meeting weekly on the Physical Development Plan for that area. It is hoped that rehabilitation in NDA No. 4 will be underway before summer.

The Motor Wheel Area Comprehensive Development Plan includes not only Neighborhood Development Area No. 3 and Neighborhood Development Area No. 3 Expanded, but also the construction of David Street between High Street and U.S. 27, a pedestrian underpass under that street to facilitate the movement of employees from the Motor Wheel Plant to the parking lot, and the construction of sewers to connect with Motor Wheel's new pollution abatement facilities. The street extension, pedestrian underpass and sewer reconstruction are currently in design stages and implementation is expected to begin by spring. Motor Wheel Corporation's contribution is a \$3 million pollution abatement facility. The Motor Wheel area will benefit from nearly \$9 million in improvements by local, state, federal and private investment. The Motor Wheel Area Development Plan is a comprehensive approach which brings together the various public and private sectors to achieve goals of continuing employment in the City and providing assistance to the neighborhoods which not only support the industrial facility but also the remainder of the City.

The new Section 8 Substantial Rehabilitation Program is the vehicle under which the old portion of the Capitol Park Hotel will be converted to 96 units for elderly living, and both the U.S. Department of Housing and Urban Development and the

Federal Housing Authority have expressed their enthusiasm about the project.

Urbandale: Since 1978 the City has been working with the State, Ingham County and Lansing Township to develop solutions and seek funding sources to correct flooding problems in the Urbandale area. A grant application is being prepared to study storm sewer problems, develop a land use plan to divert flood waters, to acquire substandard, flood-damaged housing and to rehabilitate homes slightly damaged due to floods.

Land Use Controls (Zoning and Subdivision Regulations): This Division has been involved in Zoning Code enforcement activities over the past year, identifying code violations and bringing them to the attention of the appropriate enforcement agency. Target areas corresponding to the Community Development Neighborhood Strategy Areas have been established and code enforcement in these areas is being emphasized. In addition, the Zoning Inspectors responded to 259 major complaints or requests for assistance during the preceding year.

The Land Use Controls Division has also processed 56 rezoning petitions, 34 Board of Zoning Appeals requests, 13 Special Use Permits, 10 subdivision plats, and 43 lot splits. In addition, several amendments to the Zoning Ordinance are being worked on in an effort to bring Lansing's Zoning Ordinance into compliance with amended State enabling legislation.

Aerial Photography and Mapping: The City will soon have a comprehensive set of topographic maps and mylar photo enlargements covering the City and selected adjacent land. Along with these are computer tapes to produce computer drawn planimetric maps. A photo mosaic has also been provided condensing the City and surrounding area to a scale of 1"=500'.

Air Pollution Board:

The Board is attempting to find a replacement to its principle advisor, who, until 1979, had handled most of the air pollution complaints. Where appropriate, complaints are being handled by the Department or referred to the Michigan Department of Natural Resources. The Department is working with the Board to reestablish its direction.

Sealer of Weights and measures:

Routine tests were completed on all scales, motor fuel dispensers, pre-package scales, power driver fuel oil and gasoline meters during 1979. Other activities included verifying accuracy of measurements for pre-packaged products, such as meat, poultry, fish, etc., and responding to complaints.

Administrative Services:

The Administrative Services Department, composed of the Central Garage, Building

Maintenance and Property Management, Data Processing, Inventory Control and Warehouse and Operational Service Division, commenced operations on February 5, 1979, following Charter reorganization.

During the first few months of its existence the department has achieved several notable efficiencies. In the Operational Services Division the copier assets of the City were totally reorganized giving improved copier services. Copier machines were located closer to users, thereby reducing employee time away from work stations, and more copiers with more options were provided. These improvements were accomplished at no increase in cost.

In the Central Garage a six mile limit from City Hall was established for the storage of City owned vehicles and the City vehicle fleet was reduced by three automobiles. These changes have already resulted in a 5% reduction in fuel consumption by the civilian segment of the fleet. Despite this reduction in usage, the dramatic increase in fuel prices required budget adjustment at mid-year, and this matter will command our attention in the future.

The Building Maintenance and Property Management Division began the fiscal year by reducing custodial costs in City Hall by \$24,000. By increasing the specialist capabilities of the Division it has been possible to eliminate one maintenance contract, thereby saving \$18,000. These personnel additions have also made it possible to begin a meaningful preventive maintenance program and to provide services which would have cost over \$125,000 had we contracted, as in the past, for an expenditure of under \$32,000. These savings only begin to reflect the efficiencies that have already been realized by rapid delivery of services to City agencies and the problems that have been avoided through application of maintenance before they became critical. Capping the achievements of this division is the sale of over eight acres of excess public property. These sales brought almost \$40,000 to the General Fund and placed those properties back on the tax rolls.

The Data Processing Division has been totally revamped. The nearly total personnel turnover was stopped and the employee force stabilized. An exhaustive search for new computer hardware has recently resulted in the acceptance of a bid from Burroughs Corporation and an agreement between the City and Burroughs for Lansing to serve as a developmental test site for financial programs. It appears that the promise of automated data processing is on the brink of becoming a reality in Lansing.

In under a year of existence the Administrative Services Department has established itself as a cost cutting, service oriented agency, responsive to the requirements of all users.

Law Department:

During 1979, the Law Department has been active in advising City elected offi-

cials, departments and boards in legal matters, as well as, in prosecuting City ordinances and defending the City in legal suits. During the year, approximately 158 written opinions were issued and informal assistance was rendered on innumerable occasions. Additionally, this office was active in drafting City ordinances such as the screening and buffering ordinance, amendments to the City's retirement system, the ordinances establishing citizens district councils, the urban redevelopment corporation ordinance, disorderly conduct ordinance, and many others.

This office was also active in traffic enforcement. The State Legislature's decision to convert traffic offenses to civil infractions as of August necessitated a complete revision of the City's traffic code, as well as, extensive revision of prosecution and enforcement of traffic tickets. While certain problems still exist such as enforcing parking tickets against repeat offenders, for the most part, the transition to the civil offense system has been successfully completed. It is expected that once these problems are resolved the new system will result in an ultimate savings for the City in terms of time for both the District Court and the Law Department. Another successful innovation by the Department during 1979, was the establishment of an automated call-in system for witnesses in City traffic cases. An automatic telephone answering system gives callers the names of all traffic cases which have been settled or otherwise cancelled prior to the caller reporting to City Hall as a witness. The City has been able to save expenses of paying travel, police overtime and witness fees for witnesses in innumerable traffic cases. Additionally, many witnesses have been spared the frustration of reporting to court only to find that the case had been settled.

Also noteworthy, is increased activity in defending the City in worker's compensation cases and in property tax appeals. In an effort to insure that the City's finances are not unduly strained by the unnecessary payment of worker's compensation benefits to those whose physical condition does not merit benefits, the department has more effectively used medical examinations and depositions, as well as, negotiating redemption of benefits in selective cases where that is likely to result in long term savings for the City. The incidence of property tax appeals has increased in the past year resulting in increased appearances before the Michigan Tax Tribunal by the department.

The department has also been active in the implementation of the new City Charter which became effective September 9, 1978. During the year numerous City boards adopted new Rules of Procedure to comply with the City Charter and submitted the same to the Law Department and to City Council for approval.

A property sales ordinance was enacted and a Board of Ethics appointed by City Council, as required by Charter. Further progress in implementation of the new Charter will be made during 1980, including enactment of a conflict of interest ordi-

nance and a review of a substantial portion of the Code of Ordinances of the City.

Other activities of the Law Department have included rendering advice to the Economic Development Corporation and reviewing requests for both commercial and industrial tax abatements. The department has also been active in assisting Community Development Block Grant Programs both through the approval of Section 312 loan applications and through enforcement of building code provisions in neighborhood strategy areas. The department has also engaged in condemnation suits in connection with Capitol Commons and Community Development Block Grant programs.

Personnel:

While 1979 was ostensibly an "off year" as regards the negotiation of labor agreements, the decertification in 1978 of the bargaining unit represented by the American Federation of State, County and Municipal Employees (AFSCME) and subsequent certification of the Lansing Independent Employees Union (LIEU), delayed bargaining for this group. Agreement was reached, however, in February following a short strike which did not disrupt delivery of any vital services. Agreement with the Non-Supervisory Unit of the Fraternal Order of Police covering non-supervisory police and park security officers was reached via compulsory arbitration late in the year. The same process has recently begun for FOP Supervisory Unit Personnel with results expected in early 1980.

During 1979 the Department accepted 8,845 applications for employment and placed 400 people in either regular or seasonal jobs with the City. Promotions for 205 of the City's employees were also approved. With the prospect of severe financial constraints on the immediate horizon, the Personnel Department has additionally been charged with the task of coordination reviews with the Finance Department and my office of every job vacancy prior to filling any position. This review has already resulted in the savings of thousands of dollars on the City budget.

The City's participation in the United Way Fund Drive, administered by the Personnel Department, reached record dollar contributions. In August another successful Blood Drive was held in City Hall in conjunction with the American Red Cross coordinated by the Department staff.

Manpower Division:

Changes in legislation governing the Comprehensive Employment and Training Act (CETA) have had the effect of limiting both the number and the type of jobs for which CETA funding may be used. Those changes basically rule out the use of CETA personnel by cities all over the country, so that today we must contract out with educational and other non-profit groups to place these Federally funded positions. However, the City must still handle records of CETA—the City's General Fund is financially responsible, but there is no direct benefit to us.

Finance Department:

The Finance Department, composed of the Office of the Director and the Divisions of Accounting, Assessment, Budget Management, Income Tax, Purchasing and Treasurer, has responsibility for overall financial management and planning, as well as, the administration of the City's retirement system. Extensive efforts are continuing in the area of financial planning to enable the City to maintain a stable financial position. These efforts have included:

Accounting—improved control and monitoring of all expenditures and improved reporting to assist all departments in managing their operations. Through the special efforts of this Division, the City was awarded a Certificate of Conformance by the Municipal Finance Officers Association.

Assessment—the completion of a work program to bring the City's assessment to the legally required level necessary to eliminate the factor that the State Equalization Board applied to property values in the preceding year.

Budget—this division, established in the new City Charter, has continued an extensive work program to provide comprehensive budget planning information and analysis to assist me, and the City Council, in our review of budget requests. If we are to be able to deal successfully with previously cited major fiscal problems, we will require an increasing effort from this division and I know we can expect a continuation of the excellent work that has been performed to date.

Income Tax—the continued importance of income collections to the stability of the City's fiscal resources is clear. This division processed 99,800 returns last year.

Purchasing—the rapid escalation of prices in all areas of goods and services is mitigated by careful and diligent efforts of this division in preparation of bid specifications, contract negotiations and other measures designed to obtain the greatest impact for the dollar.

Treasury—a reduction in staff required to perform existing services has resulted in a cost savings while continuing to handle property tax collection and the centralized collection of all City funds.

The Finance Department works closely with all City operations to facilitate operations, insure that fiscal resources are maximized and provide the financial planning and monitoring functions that are essential to insure accountability in protection of public funds.

The Finance Department is also working in close cooperation with the Administrative Service Department to develop and implement a Financial Management Application package which will provide more

comprehensive and more timely processing of the City's fiscal transactions and reporting.

Financial Conditions of the City:

The City of Lansing is facing increasing financial pressure on all fronts. The unchecked double digit inflation, coupled with the dramatic cost increases for fuel and petroleum related products, have generated cost increases of up to 63% for gasoline. These increases, when compounded by the increased cost of labor for salary and fringe benefits, will require the City to modify its services, reduce costs and strictly limit its ability to fund non-essential programs.

I am seriously concerned about the City's ability to maintain its fiscally sound standing if the City Council, the citizens of Lansing and my administration fail to mutually recognize and address the growing problem. We do not have the luxury of being able to make priority and funding decisions without close scrutiny of financial impact and resource availability. Many factors contributing to fiscal stress are beyond the control of the City; we must, therefore, identify the areas where we can impact costs. These are hard and often unpopular decisions. No one wants to accept the harsh realities that we, as a City, do not have unlimited capabilities to fund programs. We must remember that fiscal constraints do not mean lack of support for a program; they only mean there is a very real gap between the needs and wants and our ability to pay for them.

The City has been attempting to stabilize and expand its economic base. Such efforts are expensive in the short run, but will result in a more stable local economy for the future. However, the costs of these efforts limit our ability to fund a wide range of other projects. The long range goals of the City still must be measured against our available resources at the current time. We will need to have phased planning to fund major projects over several years; we will need careful prioritization and we may need to defer many projects which are desirable but which are not essential and which are outside the City's real fiscal capabilities.

I want to stress the immediacy of our problems. Decisions made outside a comprehensive operational and financial plan will adversely affect the ability of the City to meet priority goals and remain fiscally solvent. Our economic development plans and our operational service levels must both be reviewed in this context. The City will be facing labor negotiations for all of its bargaining units in the up-coming year. The costs of these labor agreements, inflation and the general economic situation will, without any doubt, greatly increase the fiscal problems with which we must contend. I seek your input and cooperation in addressing these items forthrightly. We cannot postpone or ignore the issues if we are to function responsibly on behalf of our citizens.

Approximately one year ago, during a period of labor negotiating difficulties, the Letters to the Editor, the public statements, and complaints almost led one to believe that the City of Lansing was unfair—that insufficient dollars were being spent in behalf of our employees. Some Council members believed it. Well, what are the facts of the matter?

Budgeted expenditures for fringe benefits alone (NOT WAGES AND SALARIES FOR 1,500 EMPLOYEES) this year are estimated to total OVER \$12,000,000—this represents an additional 48 cents for every one dollar of wages paid, or an average of \$8,000 annually for every full-time City employee, above his or her wage or salary.

As a modern day employer, the City provides sick days, holidays, personal leave day, and vacation days, which can average 30 working days per year in non-productive time off with pay.

Other fringe benefits include health and life insurance premium, totaling \$2,510,000 annually, an increase of 28% over one year ago. This includes Blue Cross and Health Central insurance coverage, which has just recently increased premiums by 16% to 20%, and a completely new benefit of dental insurance. Too, the City provides complete health and dental insurance coverage for all of its retirees, including financial reimbursement of premiums deducted by the Federal Government for Medicare after age 65.

Contributions to the Retirement System and Social Security payments, alone, will cost the City \$5,363,000 this year, with substantial new Social Security increases on the horizon for year 1981. These costs have increased recently over 20%, as a result of liberalized benefits in the General Employees Retirement System, as negotiated in current labor agreements, which increased benefits by over 25%.

Today, general City employees can retire at age 58, and policemen and firemen at age 50, if the latter group has 25 years of employment by the City. What of the contributions made by policemen and firemen to the Policemen's and Firemen's Retirement System? Within 24 months after retirement, each has received more than he, or she, has contributed, and the City then continues to pay the full retirement—the same exists for each general City employee, except payback is a little longer. And, when a retiree deceases, the spouse receives one-half of the retirement for the rest of his or her life.

Workmen's Compensation and Unemployment benefits continue to increase much more than the rate of inflation, due primarily to liberal State legislation, and interpretations by State agencies of the legislation involved. The City's minimum cost this year is estimated to be \$800,000, representing an annual increase of over 20%. Just a few years ago, the cost of the programs to the City were \$200,000 annually.

In addition to the aforementioned, each employee with 5 years of accredited service, effective any October 1, receives a longevity bonus, such bonus being a minimum of \$200 annually, and ranging up to \$800 for 20, or more, years of service. The longevity bonus checks are paid each December 1. Our present budgeted cost is \$450,000.

Another \$550,000 annually is budgeted for annual food payments to firemen on duty; gun, clothing and cleaning allowances granted in the Police Department; overtime payments required as a result of State legislation, reducing the firemen's work week for overtime purposes; and overtime payments for clerical and professional staff, as a result of a new labor agreement.

TO PUT THE ANNUAL FRINGE BENEFIT COSTS OF \$12,000,000 IN PROPER PERSPECTIVE FOR YOU, THE CITY EMPLOYEES AND THE TAX PAYING PUBLIC, THE FOLLOWING WILL SUFFICE—THE COST OF CITY EMPLOYEE'S FRINGE BENEFITS NOW EXCEED THE CITY'S ANNUAL PROPERTY TAX COLLECTIONS FROM INDUSTRIES, BUSINESS AND RESIDENCES BY MORE THAN 2.7 MILLION DOLLARS!!

While these fringe benefits may be in line with the benefit plans of some of our major employers in the area, it must be remembered that all new, and expanded, programs carry with them heavy costs, in addition to the basic wages or salaries. The financial rubberband is well stretched.

The combined effect of these factors delineates the growing financial problem but indicates that the City still has the capability to deal with these effectively. It will not be an easy nor pleasant task, but at least we in Lansing have the opportunity to do so, to prevent defaults or the myriad problems that have occurred in cities which did not seize the opportunity to avert crises. However, we must remember that we are not immune; we are forewarned. Within this context, I have already submitted to you certain recommendations and requests for action. I am incorporating these matters within this report so that you may have both the general situation and its specific ramifications before you:

1) I have forwarded to you Human Services categorical allocations, recommended by the Human Services Advisory Board, which I intend to use in budget development. I will utilize these as policy guidance with your concurrence unless you act to establish different allocation policies prior to February 4, 1980.

2) I have already recommended to you a number of mid-year budget adjustments to recognize problems that have occurred and increase efficiency in some area. These have been presented to you in total by the Deputy Finance Director but there are several items that I wish to specifically note:

A. The cost of fuel has increased 8¢ per month for the past six months. These increases are exceeding the budget pro-

jections and will require approximately \$118,000 in additional funds for the remainder of the year;

B. The increased costs of utilities will require a substantial increase in budget;

C. Problems related to our Sewage Plant operations, and changes in usage, require an increase of \$600,000 in Sewage Fund budget.

3) I am taking several steps to increase efficiency of operations with the result that, over the next 18 months, cost reductions can be expected in the Civic Center, all areas of fleet management and all attendant capital and operating expenses. With the assignment of all property management functions to a central service, I project an increase in both the efficiency and effectiveness of these efforts which are essential to protect the capital assets of the City.

The City will continue to be faced with pricing increases which, over the past year, have ranged up to 63% according to the Purchasing Director. The City Assessor anticipates another increase in the residential assessments as a result of the inflationary trends; he also indicates projected 40% completion of commercial and industrial reappraisal by year end. City income taxes are still strong, with estimated revenues of \$13.1 million, up \$600,000 from the original forecast which assumed a recessionary period to begin by mid-1979. It appears that we are now entering that period of recession, the length and severity of which can only be surmised. However, the recessionary period of 1973-75 resulted in a period of no-growth for City Income taxes of over two years. The City Treasurer reports that property tax collections are increasing as originally projected from last year.

OFFICE OF THE MAYOR

It goes without saying that the responsibilities and administrative tasks of the Mayor, and the Mayor's direct staff, have increased dramatically since the adoption of the new City Charter and the Mayor's reorganization. Nevertheless, this office has maintained its previous responsibilities and added on its new assignments through extra hours of effort. My immediate office has added only one employee as a result of the new Charter, the Citizens Relations Specialist. Since that position was established in late March, some 600 citizen inquiries or complaints have been handled by this person. This is in line with the Charter requirement that the Mayor shall "receive, investigate and respond to all requests for information and all complaints concerning the operation of the City government." The Citizens Relations Specialist has resolved conflicts between departments and has established a rapport with other service-providing agencies in fulfillment of this task.

Additionally, this office has established various administrative committees to properly respond to the requirements of the

Charter and to coordinate review processes in the best interests of the City. In particular, I would point to the formation of the Administrative Review Committee, Economic Development Advisory Group, the Transportation Advisory Group, the Vehicle Advisory Group, the Data Processing Advisory Group and the State of Michigan-City of Lansing Development Team, as the most significant coordinative bodies. Their input is essential if the Mayor, in the final position of authority, is to make the proper decisions.

Under the Mayor's reorganization, the Line Departments meet in my office weekly, in addition to the weekly Cabinet meeting, and certain City agencies report directly to this office. These include:

Office of the Program Coordinator:

With the transference of this function to the Office of the Mayor, the City has realized improved coordination of information on various grant programs available to the City. Further, the grantor agencies have an improved information process with the City, as all contacts are centralized in one location. This has eliminated any confusion of the agencies brought about by everyone in City Hall making direct contacts.

Through much of 1979, this office functioned with just two employees, down from five in 1978. Despite this, the Program Coordinator's Office was responsible for 12 grants and \$7.26 million in total program benefits to the City of Lansing (a list is attached for your convenience at the rear of this report). Many of those have already been implemented; in other instances, the achievements for the City will be realized in 1980 and beyond. Only five requests were not funded; three of those being proposed land acquisitions in the Michigan Land and Water Conservation Fund. Another \$65.86 million in total projects is pending approval on 11 grant requests. The largest of those is the Urban Development Action Grant, centered around the private development of the "100 Block" on North Washington Square. Because of this heavy workload, an additional employee was added to the Program Coordinator's staff in August 1979.

Civic Center:

The Lansing Civic Center had a banner 1979, with over 200,000 more persons using the newly remodeled complex than in 1978. Despite a weakening economy, in particular resulting in less concerts at the Civic Center, the number of trade shows, conventions and meetings have enabled the operation to maintain stability during the year.

More community groups are using the facility for affairs plus real estate, nursing, medical, and accounting examinations, hearings and bid lettings by the State of Michigan have increased occupancy. Shows such as a food service company with 350 booths, plus seminars are taxing the facilities. One hardware distributor has

booked an extra show in 1980 which will bring in 10,000 persons daily for four days with over 1,500 exhibitors.

A marketing effort was established in mid-year which produced additional bookings and business for the Civic Center.

However, the fact remains that costs are increasing at a faster rate than income; the more business, in other words, the greater the cost to the City. The losses for present Fiscal Year 1979-80, are expected to increase by another \$50,000 to \$75,000 for Fiscal Year 1980-81.

Senior Center:

The Lansing Senior Center is now in full operation. The creation of a Senior Citizens Board now provides senior community input regarding programs and activities held at the Center.

The Center provides a focal point for older adults as individuals or in groups to come together, in a model environment, for services and activities. The Senior Center Director is attempting to provide a comprehensive community plan to meet the needs of older adults. Programs have been offered in such areas as education, creative arts, recreation, advocacy, employment, health, nutrition, social and supportive services. Many of these programs include volunteers from the community. Some 45 different programs of service delivery, many of which have been repeated or run on an on-going basis, have been operating at the Center since July by outside agencies. Attendance at the Center has averaged 1,500 persons per month.

Staffing at the Center, which began in May 1979, was funded by a grant from the Michigan Office of Services to the Aging at minimal cost to the City.

Human Relations:

The Human Relations Office, in 1979 monitored 1,055 community activities i.e., athletic events, schools, parks, pools, neighborhood, housing and domestic complaints, community centers, and court cases, as preventative measures in avoiding major community disruptions. Persuasion and conciliation were applied to resolve these problem areas. Individuals with a language barrier were provided with 123 translation services in 1979.

An Affirmative Action Workshop was held in April with all supervisory personnel attending this one day workshop. Staff from the Michigan Department of Civil Rights and Federal Equal Employment Opportunity Commission provided guidelines and regulations for the City to administer and comply with an Affirmative Action Program. The departments have since been meeting with the Affirmative Action Officer in evaluating progress of the Affirmative Action Plan. The Mayor has also sat in on reviews and assisted in monitoring the utilization of minorities and women in various classifications. By Charter, the Mayor is required to submit an annual

report on the state of the Affirmative Action Program. That report will be submitted in February. The Contract Compliance Unit is responsible for monitoring those vendors doing business with the City, assuring that they are in compliance with Equal Opportunity and Labor Standard regulations mandated by government authorities.

The division maintains working relationship with the Detroit area Housing and Urban Development and Federal Department of Labor in maintaining pre-bid and pre-conference records along with assisting contractors in filing payrolls and monthly employment reports. They monitor all federally-assisted construction projects contracted by the City, and conduct job-site interviews with employees to determine if prevailing wage rates are being paid. This unit also monitored all human service agencies funded with Community Development monies.

Emergency Operations:

The City's Emergency Operations Office continued during 1979 to maintain one of the highest ratings in the nation from the Michigan State Police and the Office of the President despite unusual circumstances familiar to many members of City Council. Mr. James Holcomb, Director of Emergency Operations and a good friend to us all, met his job responsibilities from his hospital bed or his home while recovering from severe back surgery.

Under his guidance, his volunteer crews responded to 26 weather alerts, one major fire, and one barricaded gunman incident while also providing electrical service to the mobile command post. Jim Holcomb, meanwhile, processed all routine paperwork from his bed, updating emergency procedures and training plans. He prepared applications to bring the City \$20,000 in disaster reimbursement from the State of Michigan for the January 1978 snowstorm and \$74,232 from the Federal Emergency Management Agency as reimbursement for the April 1975 flood.

Jim Holcomb returned to work in time to direct emergency operations at the Diamond Reo fire in late October, and is now working on nearly a full-time basis.

REORGANIZATION OF THE CITY AGENCIES

I believe it is the consensus of all City departments that the reorganization plan which went into effect early in 1979 is now producing significant results for the City. Many of those have already been addressed in the departmental reports above. In particular, I would point to the coordinative relationship established between the Public Service Department and its Traffic and Parking Division; the Police Department and its incorporation of Parks Security functions; the establishment of a Building Safety and Development Department; and the organization of an Administrative Services Department.

During 1979, these various relationships were solidified and procedural difficulties were overcome within these departments. Therefore, I am not proposing to you at this time any immediate reorganization of the City's departmental structure.

I would wish to bring to the attention of the City Council, however, that increased administrative efficiencies are continually being reviewed. Two of those may have a bearing on future reorganization, which I will briefly outline.

The first is in the area of vehicular maintenance, responsibility and usage. Members of City Council may be aware of a \$28,000 study undertaken by Roy Jorgensen and Associates to review the City's vehicle fleet, preventive maintenance programs and administrative operations. That study has recently been completed, and specific recommendations have been forwarded by the Mayor's Vehicle Advisory Group for future fleet responsibility. I am taking those under consideration at this time.

It is the estimation of the consultant that as many as seven persons and several vehicles could be reduced from the City's vehicle operations and maintenance and the City could still increase its vehicle efficiency. Key to this efficiency, however, would be the consolidation of all vehicle responsibility in a fleet management division. From that division, vehicles would be assigned on a need basis to the various implementing departments of the City. Improved physical layout of the maintenance and warehousing operations and improved reporting of time, labor and parts would additionally be critical to realizing the estimated savings. The recommendations of this consultant study and from the Vehicle Advisory Group will be a subject of my special interest for implementation, where possible, during 1980.

Second of the organizational changes under study at this time involves maintenance of City properties, particularly on a shaded personnel basis between the Civic Center and the Property Management Division of the Administrative Services Department. A two-month trial period is now under way whereby Civic Center maintenance personnel, on "down time," will be used by Property Management for priority maintenance assignments on any City-owned property. This may result in increased utilization of manpower available, reduced costs to the Civic Center's balance sheet and improved maintenance of City properties. Final assignments of maintenance personnel will be based on the results of this two-month trial period.

In spite of the delays created by the former Chairman of the Committee on Physical Development of City Council to proceed on an Economic Adjustment Study and Grant for the City, we were finally successful in securing Federal Economic Development Administration funds for both the demolition of Diamond Reo and assistance for improvements for Motor Wheel. In spite of the delays by the so called "his-

toric preservationists," Diamond Reo is demolished. Our goal now is to develop the 38 acre site in a manner which will result in new positions of employment, and a better tax base.

The assistance to Motor Wheel takes several approaches: install a \$1.25 million sewer; purchase the old residences to the East of the plant, along Case Street; add berms to separate the neighborhood to the East from the plants; close off McKinley Street to the North of Motor Wheel; reconstruct David Street; and add support for a new, costly water recycling, and water cleaning, facility at Motor Wheel.

For more than 18 months, the Administration has been working with representatives of Lansing General Hospital to secure a means of re-routing traffic out of the residential area to the north. The Hospital hired a consultant to assist; the Transportation Specialist of the City's Planning Department, as well as, the Public Service Department and Traffic Department have participated. As of the week of January 13, of this year, Lansing General Hospital formally advised of its intention to purchase two needed buildings, and to participate in funding the construction of a new route for egress and ingress. Our goal is to proceed, if finances of the Hospital and the City are available, in the present year, or in 1981-82. The project will eliminate a lot of difficulties for the neighborhood involved.

For many years, the redevelopment of the 100 Block of the Downtown has been a top priority. After many months of effort on the part of members of the Administration, private concerns, and others, I am happy to advise that I am hopeful that a positive announcement can be presented to you, within the next several weeks. Too, it is conceivable that the balance of the Urban Renewal lands may be put into use.

Ahead of us is Capitol Commons, the Riverfront Mall, the \$13 million Chiller Facility in the Capitol Complex, improvements in the neighborhoods, a solid waste dump site, and a host of other matters. Very likely, the City of Lansing could witness another record breaking construction year.

In closing, he advised that many of the items I have previously addressed will be elaborated upon in my budget recommendations to you in March. Many of these items will be of recurring consequence and will require your attention, and mine, during 1980. And, I must once again strongly emphasize that all decisions must consider the financial impact on the City budget already so strained.

I am very proud of the performance of this City's administration. We have made headway toward these goals established by City Council. We have delivered better than average services for less than average cost. We have been able to maintain financial stability and a very moderate City property tax rate in the past, and I hope we can agree upon that goal for the future. If tax

increases become necessary, it is my intention to use those extra funds for necessary basic needs, improvements and services, and not for frosting or frivolities. And, I pledge to you a continued review of departmental operations to identify new efficiencies and new savings which must also be elements of our City's financial planning.

I ask for your help in the tasks I have set forth.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING ITEMS LISTED ON THE AGENDA: COMMUNICATIONS AND PETITIONS, COMMITTEE REPORTS, REPORTS OF CITY OFFICERS AND BOARDS, AND RESOLUTIONS. YOU MAY SPEAK ONLY FOR 3-MINUTES ON ANY ONE ITEM.

Resolution No. 4 re: Stop signs and traffic signal—Townsend and Olds removed from agenda.

No person spoke.

REPORTS OF COMMITTEES

The COMMITTEE ON GENERAL SERVICES approves the following applications and bonds for licenses:

MECHANICAL DEVICE—
Pinball Pete's.

PUBLIC DRIVERS—
Thomas Robert Carr, Daniel Allen Garza.

Signed:

W. A. BRENKE,
TERRY J. McKANE,
LOUIS F. ADADO,
Committee on General
Services.

By COUNCILMAN BRENKE—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred rezoning petition Z-27-79 for property at 5208 S. Logan Street from "A" One Family

Residential and "J" Parking Districts to "F" Commercial Districts, reports as follows:

That said rezoning be approved.

Signed:

SIDNEY P. WORTHINGTON,
W. A. BRENKE,
LUCILE BELEN,
Committee on Physical
Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred rezoning petition Z-52-79 for property at 4316 S. Pennsylvania Avenue from "D-1" Professional Office and "J" Parking Districts to "E-1" Drive-In Shop District, reports as follows:

That said rezoning be approved.

Signed:

SIDNEY P. WORTHINGTON,
W. A. BRENKE,
LUCILE BELEN,
Committee on Physical
Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred rezoning petition Z-50-79 for property at 200 and 300 blocks East Jolly Road from "A" One Family Residential District to "G-2" Wholesale District, reports as follows:

That said rezoning be approved.

Signed:

SIDNEY P. WORTHINGTON,
W. A. BRENKE,
LUCILE BELEN,
Committee on Physical
Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred rezoning petition Z-48-79 for property at 2121 West Holmes Road from "E-2" Drive-In Shop, "J" Parking and "A" One Family Residential Districts to "F" Commercial District, reports as follows:

That said rezoning be approved.

Signed:

SIDNEY P. WORTHINGTON,
W. A. BRENKE,
LUCILE BELEN,
Committee on Physical
Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

January 24, 1980

Honorable Mayor and Members
of the Lansing City Council

Re: Claim of Kenneth Sleep in the
amount of \$32.39

Dear Mayor and Council:

The claimant incurred damage amounting to \$32.39 when his mailbox was destroyed by a City of Lansing forestry crew on October 3, 1979.

Inquiry by this office reveals a forestry crew was in the process of removing a 19 inch diameter tree from City property at 3517 Ruth Street on October 3, 1979 when that tree rolled unexpectedly destroying the claimant's mailbox located at 3509 Ruth Avenue. The Forestry Division indicates normal safety precautions had been taken but the tree rolled unexpectedly when it hit the ground. The claimant was advised by the Forestry crew to file this claim with the City of Lansing.

MCLA 691.1407; MSA 3.996(107) immunizes a governmental agency from tort liability where the governmental agency is engaged in the exercise of a governmental function. *Parker v Highland Park*, 404 Mich 183; 273 NW2d 413 (1978) limits the scope of the term "governmental function" to those activities of a governmental agency which are "of essence to governing—those activities that can be effectively accomplished only by the government."

It is the opinion of this office that the cutting down of the tree in question on City property fulfills the criteria established in *Parker v Highland Park*, supra, in that the activity in question was one

that could only be effectively accomplished by the City of Lansing and, therefore, governmental in nature.

Based on the Michigan statute and case cited, this office must conclude that the cutting down of the tree on the date in question was in furtherance of the performance of a governmental function and the City is immunized from liability pursuant to the aforementioned statute.

Therefore, while it is unfortunate that the claimant suffered such a loss without fault of his own, this office must recommend from a purely legal standpoint that his claim be denied.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BELEN—

That we concur in the recommendation of the City Attorney and said claim be denied.

Carried.

January 24, 1980

Honorable Mayor and Members
of the Lansing City Council

Re: Claim of Cambridge Mutual Fire
Insurance Company in the amount
of \$300

Dear Mayor and Council:

The claimant, being subrogated to the rights of Henry T. Bjorkfelt, the insured, requests reimbursement for damages sustained to the property located at 1425 Corbett Street, Lansing, Michigan.

On October 15, 1979 as the Forestry Removal Crew was attempting to remove a dying Norway Maple tree, an error was made in making the final cut. As a result of this error, the trunk of the tree fell the wrong way causing damage to the resident's roof, window, window frame and sidewalk.

Michigan law, MCLA 691.1407; MSA 3.996(107) provides for immunity from tort liability in cases where the governmental agency is engaged in the exercise of a governmental function:

"The underlying test for determining whether a particular activity engaged in by public corporations is truly a governmental function is whether the act is for the common good of all without the element of special corporate benefit or pecuniary profit." *Gunther v Cheboygan County Road Commissioners*, 225 Mich 619; 196 NW 386 (1923)

The case of *Parker v Highland Park*, 404 Mich 183; 273 NW2d 413 (1978)

limited the term "governmental function" to those activities sui generis governmental—an activity essentially done by government.

Based on the statute and cases cited, this office concludes that the function of trimming and cutting trees would be characterized as a governmental function, and because the tree's location was on the public right of way, the activity is one of such a nature done only by government.

Therefore, it is this office's recommendation that the claim be denied.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BRENKE—

That we concur in the recommendation of the City Attorney and said claim be denied.

Carried.

January 23, 1980

Honorable Mayor and Members
of the Lansing City Council

Re: Park Place Investments v City of
Lansing MTT Docket 37925

Dear Mayor and Council:

On May 3, 1979 Park Place Investments filed an appeal of the 1979 City of Lansing property tax assessment alleging that the City's assessment of its property at \$94,100 was excessive and that instead the property should be assessed in the amount of \$65,219. The City of Lansing filed an answer to the appeal stating that the City of Lansing had properly assessed Park Place Investments' real property and that assessed value should be sustained.

Recently, representatives of Park Place Investments met with the City Assessor and, based upon additional information supplied to the City Assessor as well as lengthy negotiations between representatives of Park Place Investments and the City Assessor's Office, a proposed settlement of this matter has been reached. This settlement would provide that for the 1979 tax year the assessed value of the Park Place Investments real property would be reduced from \$94,100 to \$75,000.

Based upon the new information supplied to the City Assessor, based upon recommendation of the City Assessor that the proposed modified assessed value is realistic and finally, based upon the fact that when litigating a matter such as this before the Michigan Tax Tribunal there is always some uncertainty as to the outcome; it is the recommendation of this office that the proposed settlement of this matter should

be approved by the Lansing City Council.
Thank you for your consideration.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BELEN—

That we concur in the recommendation
of the City Attorney and said settlement
be approved.

Carried.

January 24, 1980

Honorable Mayor and Members
of the Lansing City Council

Re: City of Lansing v Paul McFadden,
Jr., Lillian McFadden, Fred A.
Clark and Henry Francis Clark
Circuit Court File No. 79-24148-CC

Dear Mayor and Council:

Last year the City initiated legal action
in the Ingham County Circuit Court to con-
demn a parcel of residential real property
located at 1127 W. Kalamazoo Street in the
City of Lansing. The purchase of that
property was sought in connection with
the Federally funded Neighborhood De-
velopment Area No. 1 Community Develop-
ment Block Grant Project for the rehabili-
tation of that neighborhood. The City's
offer to purchase the subject property had
been refused by the above referenced de-
fendants.

Since the initiation of legal action in
this matter, negotiations for the purchase
of the subject property have continued
between the defendants and the City of
Lansing. As a result of those negotiations,
the defendants have now agreed to sell the
subject property to the City of Lansing
at a purchase price of \$9,250.00. That pur-
chase price corresponds with the highest
appraised value of the property established
by the City of Lansing's appraiser, C. W.
Larson. The defendants will additionally
pay all outstanding special assessments on
the property and yield possession of the
property to the City of Lansing at the date
of closing. Real estate taxes will be pro-
rated to the date of closing and the City
of Lansing will pay for the transfer taxes
on the property and the drafting of a deed
conveying the property to the City of
Lansing.

In light of the uncertainties always at-
tendant to litigation on matters such as
this, the expenses of litigating the matter
and the fact that the proposed purchase
price of the property is within the range
of value as established by the City's own
appraiser, it is the opinion of this office
that the proposed settlement as outlined
above is equitable and should be approved.
I therefore request the Lansing City Coun-
cil approve the settlement of this matter on
the above described basis.

Respectfully submitted,
STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BELEN—

That we concur in the recommendation
of the City Attorney in above matter.

Carried.

January 24, 1980

Honorable Mayor and
Members of the City Council

City Hall

Lansing, Michigan 48933

Gentlemen:

I am attaching a letter of intent signed
by Patrick E. Lindemann, Councilman of
the First Ward to do business with the
City of Lansing in accordance with section
5-505 of the Lansing City Charter.

Very truly yours,

THEO FULTON,
City Clerk.

Received and placed on file.

January 24, 1980

Theo Fulton

City Clerk

9th Floor City Hall

Lansing, Michigan 48933

Dear Theo:

I am engaged in a meat cutting and sales
business in the City of Lansing, and, there-
fore, may have a potential conflict of in-
terest insofar as the City of Lansing or
any of its agencies may purchase meats
from my shop.

Pursuant to the provisions of the City
Charter, I am hereby filing notice of poten-
tial conflict of interest. I intend to refrain
from soliciting any such purchases, par-
ticipating in any decisions to make such
purchases and voting, as a member of
council, relative to any such purchases.

Sincerely,

PATRICK E. LINDEMANN,
1st Ward Councilman.

DATE: 1/21/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached cor-

respondence from the Building Safety and Development Director Re: Trash Removal Assessment

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

By COUNCILMAN McKANE—

That we concur in the recommendation of the Mayor and said assessment be placed on roll U-18 for July Tax Roll.

Carried.

DATE: 1/28/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Director of Building Safety and Development Re: Trash Removal Assessment

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

By COUNCILMAN McKANE—

That we concur in the recommendation of the Mayor and said assessment be placed on the July Assessment Roll U-18.

Carried.

January 25, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

I am pleased to announce that the City of Lansing has been offered a grant from the U.S. Environmental Protection Agency (EPA) in the total amount of \$1,639,900 for the remainder of the Facilities 201 Plan.

This grant, with your acceptance, will fund consultant work for the Sewer System Evaluation Survey (SSES) for all portions of the City outside of the Red Cedar segment which was done previously. The consultant work is to be done by McNamee, Porter and Seeley Consulting Engineers of Ann Arbor, who are presently under contract with the City of Lansing for the Facilities 201 Plan.

The study will be an important step for the City of Lansing to proceed on corrective measures for the City's sewer system

as required by the Michigan Department of Natural Resources. Recommendations will be forthcoming from this work for the City of Lansing to proceed on implementation of certain measures to be improved during 1980, as has been promised to the DNR.

The City's share of this grant is \$327,980. I have requested that Councilman Gunther, Chairman of the Ways and Means Committee, sponsor a resolution for transfer of these funds from the fund balance account in the Sewer Fund. I request your favorable action on that transfer at the City Council session of January 28, 1980. The State share of this grant is \$51,995 and the portion from EPA is \$1,229,925.

Acceptance of this grant must be submitted to the DNR prior to February 5, 1980. To that end, I have attached a resolution which I would also request be adopted by City Council on January 28, 1980. This will enable a timely submission to DNR.

The consulting engineers are required to complete this work by the first quarter of 1982. With their recommendations, it will be possible for the City of Lansing to proceed on its sewer clean-up as funds become available to meet the compliance standards established by the Michigan DNR. I would commend Public Service Director Howard McCaffery and Assistant Director of Public Service Robert Corbit for their efforts to secure this grant.

Sincerely,

GERALD W. GRAVES,
Mayor.

By COUNCILMAN GUNTHER—

That we concur in the recommendation of the Mayor and the following resolution be adopted.

Carried.

By COUNCILMAN GUNTHER—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing has received and accepted a Grant from the United States Environmental Protection Agency and the State of Michigan for a Step I Facilities Plan, and

Whereas, it has been determined and approved that an SSES is required for the City of Lansing excluding the Red Cedar Segment, to complete the Plan, and

Whereas, the United States Environmental Protection Agency has offered the City of Lansing an Amendment to the original Grant, increasing the amount of the Grant by \$1,229,925, which represents 75% of the increased costs. The City's share of this Grant Amendment No. 4 would be \$327,980, and

Whereas, the work involved is required as defined in 40 CFR 35.905-5,

Now, Therefore, Be It Resolved that the City of Lansing hereby accepts the Grant Offer in the amount stated above, and authorizes the City to enter into the Grant agreements, and

Be It Finally Resolved that the attached transfer of funds be approved as the City's share of costs.

Carried.

January 23, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Re: City of Lansing Real Property Inventory for 1979

Dear Council President and Members:

The attached report and accompanying map, is required by City Charter and is forwarded to you for your information.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file.

January 21, 1980

Honorable Council President Adado and Members of the Lansing City Council

Tenth Floor—City Hall

Lansing, Michigan 48933

Dear Council President and Members:

In response to a communication sent to this office by former Councilman Robert Hull, please find attached an appraisal of 2.24 acres of property on East Mt. Hope Avenue from the City Assessor. Subject property is shown in City records to be owned by Paul M. and Ethel Pressler, who late last summer offered the property for sale to the City of Lansing for the expansion of Crego Park. The Assessor indicates the property to be valued at \$6,700 and further, that apparently Pressler's have sold this property on land contract.

Purchase was favorably recommended by the Planning Board. However, on November 8, 1979, I advised City Council by letter that I did not recommend this purchase of property as the voters strongly defeated ballot Proposal C regarding development of Crego Park. Council, to date, has taken no action to approve or deny this offer to purchase. I must again remind City Coun-

cil of the critical situation this City is now facing in regard to maintenance of existing park acreage.

Therefore, I would again recommend against this offer because 1) the voters made their feelings known on the matter of Crego Park; 2) funds are not appropriated for such purchase; 3) the land contract clouds this offer; and 4) it is not prudent to acquire additional parkland when the City cannot adequately maintain its present acreage.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety and Committee on Ways and Means.

January 24, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Re: Special Assessment—Mrs. Mary Guylas, 2325 S. Rundle

Dear Council President and Members:

On September 17, 1979, the attached communication dated September 10, 1979, was transmitted to you and referred to the Physical Development Committee, which has yet to act on the matter.

I would request that action be taken, by you, prior to February 14, 1980.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 1/24/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from Vance I. Disbrow Re: Refuse Collection Fee

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 1/24/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director
Re: EDC-5-79—Parkside Office Building

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 1/24/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director
Re: SUP-13-79—640 Maplehill, Head Start Program

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 1/24/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director
Re: Z-51-79—3412 Aurelius Road; Z-56-79—6040 S. Pennsylvania Avenue; Z-57-79—914 N. Pine Street; Z-58-79—1820 E. Kalamazoo; Z-59-79—2100 Block of Glencoe Way

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 1/24/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Assistant City Attorney
Re: Ordinance Revision—Chapter

4, Section 4-6 of the Lansing Code of Ordinances

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on General Services.

January 24, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Re: Appointment of Ms. Susan Howard to Economic Development Corporation Board of Directors

Dear Council President and Members:

This office is in receipt of a memorandum from Councilman Belen dated January 23, 1980, stating "There were insufficient votes in committee to recommend confirmation of Mrs. Howard by the whole council."

I am requesting that you officially confirm or deny my recommended appointment, by same appearing on the Council Agenda in the form of either a letter or resolution. After I have received said official notification of your decision, I will act accordingly.

Sincerely,

GERALD W. GRAVES,
Mayor.

By COUNCILMAN McKANE—

That we do not concur in the recommendation of the Mayor and said appointment be denied.

Adopted by the following vote:

Yeas: Councilmen Adado, Brenke, Gunther, Lindemann, McKane—5.

Nays: Councilmen Belen, Blair, Worthington—3.

RESOLUTIONS

By COMMITTEE OF THE WHOLE—

Whereas, the Lansing Zonta Club is an international service organization of executive, business, and professional women, and

Whereas, the Lansing Zonta Club was organized January 27, 1922, and since has been an active participant in the civic and service life of the community, having contributed to projects both local and international in scope, and

Whereas, during their 58 years this organization has contributed \$8,500 in local nursing scholarships, \$5,000 in scholarships for those teaching the retarded, over \$10,000 in scholarships for women who wished to re-enter the work force, \$3,500 to the Ramallah Trade School for Women—a project of the United Nations. In addition, \$10,000 in teaching microscopes have been given to the four local hospitals and Lansing Community College, and

Whereas, the Lansing Zonta Club has contributed to the local hospitals and provided a heart scanner for the Ingham County Health Department and a specially equipped van for transporting the handicapped which is stationed at St. Lawrence Hospital. Their first service project after organizing was the construction of the Health Center at the Girl Scouts Camp near Harrison, Michigan. Zontians interest in assisting the handicapped was demonstrated by providing an activities area at the Beekman Center, now

Therefore, Be It Resolved, in recognition of these many contributions to the Lansing Area as well as their international contributions, the Lansing City Council congratulates the Lansing Zonta Club on their 58th birthday and wishes them many more years of service to the community.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the Lansing City Council hereby confirms the appointment of Mary Scodeller to the Civic Center Board for a term to expire June 30, 1981.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON GENERAL SERVICES—

Resolved by the City Council of the City of Lansing:

The Capital Area School Employees request for a 24-hour liquor permit for the 28rd of February, 1980, is hereby approved, provided the special 24-hour liquor permit is obtained from the Liquor Control Commission.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON GENERAL SERVICES—

Resolved by the City Council of the City of Lansing:

Whereas, Buffalo Street has been closed at Olds Avenue, and

Whereas, the Committee on General Services has reviewed and concurs with the route change recommended by the Capital Area Transportation Authority,

Therefore, Be It Resolved, the Lansing City Council does hereby approve the routing of CATA buses on Everett from Olds Avenue to Hillsdale.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council has affirmed its support of the North Lansing Fish Ladder Project and Salmon Fishing Support Facilities on a number of occasions; and,

Whereas, the City of Lansing Grants and Program Coordinator's Office has been informed that certain monies are available through the State of Michigan Department of Natural Resources, Land and Water Conservation Fund; and,

Whereas, these monies may be utilized to develop Salmon Fishing Support Facilities along the Grand River at Lansing Dietrich Park and Lansing Elm Park; and,

Whereas, the cost of development will be Lansing Dietrich Park total \$52,200.00; state share \$26,100.00 and city share \$26,100.00; and Lansing Elm Park total \$62,600.00; state share \$31,300.00 and city share \$31,300.00, with the matching requirement being 50%; and,

Whereas, monies for the matching requirement are currently available in the Grant Match—General City Account No. 101-936-941-965; and,

Now, Therefore, Be It Resolved that the Controller be directed to reserve the monies as indicated in the account above for the specific purpose of providing the city's match share for this grant application for the development of Salmon Fishing Support Facilities at Lansing Dietrich Park and Lansing Elm Park; and,

Be It Finally Resolved that the Lansing City Council does authorize the Grants and Program Coordinator to submit this grant application to the State of Michigan Department of Natural Resources Land and Water Conservation Fund for the aforementioned purpose.

Adopted by the following vote:

Unanimously.

By **ECONOMIC DEVELOPMENT
COMMITTEE—**

Resolved by the City Council of the City of Lansing:

Whereas, PA 388 of 1974, as amended, requires that the legislative body of the governmental unit from which employment would be transferred consequent to completion of a project for which financing is sought through the issuance of revenue bonds or notes by an Economic Development Corporation must consent by resolution to the transfer; and

Whereas, Keena Truck Leasing Company has made application to the Economic Development Corporation of the Township of Delta for consideration as an EDC project; and

Whereas, completion of the project for which Keena Truck Leasing Company is seeking EDC financing will result in a transfer of employment from Keena Truck Leasing Company's present facility at 3125 South Logan Street in the City of Lansing, Michigan to the firm's new facility on Creys Road in Delta Township, Michigan; and

Whereas, Keena Truck Leasing Company has, by means of a letter received by the Lansing City Council November 12, 1979, respectfully requested this Council to consent to the transfer of employment from the City of Lansing to the Township of Delta resulting from the project for which financing is sought through the issuance of revenue bonds or notes by the Economic Development Corporation of the Township of Delta;

Now, Therefore, Be It Resolved that the City of Lansing does hereby deny the request by Keena Truck Leasing Company for consent to the transfer of employment from the City of Lansing to the Township of Delta.

Adopted by the following vote:

Unanimously.

By **ECONOMIC DEVELOPMENT
COMMITTEE—**

Resolved by the City Council of the City of Lansing:

Whereas, by petition duly filed on October 22, 1979, this Council was petitioned to establish a Lansing Commercial Redevelopment District CRD-9-79, pursuant to Act 255, 1978; and

Whereas, due notice has been given for a public hearing on said petition; and

Whereas, at such hearing held on the 17th day of December, 1979, all parties interested therein were heard and given due consideration; and

Whereas, the property involved is commonly known as the Hollister Building, 106 W. Allegan Street, more particularly described as:

Lot 8 and south 48.5 feet of Lot 9 and 10, Block 110, Original Plat, City of Lansing.

Petitioner: Hollister Building Corporation.

Whereas, after considering all the testimony presented to this Council, this Council has determined that the proposed district is zoned for business uses and has been so zoned for three years prior to the effective date of P.A. 255 and is characterized by obsolete commercial property and a decline in commercial activity;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to establish a Lansing Commercial Redevelopment District CRD-9-79 be approved.

Adopted by the following vote:

Unanimously.

By **COUNCILMAN WORTHINGTON—**

Resolved by the City Council of the City of Lansing:

P-10-79

Cedar Wood Executive Park
Preliminary Plat—Tentative Approval
3305-04-201-013

Whereas, the preliminary plat of Cedar Wood Executive Park Subdivision has been submitted for tentative approval; and

Whereas, the Planning Board, pursuant to Act 285, P.A. 1981, as amended, has approved and recommends that City Council give tentative approval to the preliminary plat subject to conditions; and

Whereas, the Physical Development Committee of City Council has reviewed the report of the Planning Board and concurs therewith;

Now, Therefore, Be It Resolved that the preliminary plat of Cedar Wood Executive Park Subdivision is hereby given tentative approval subject to the following conditions:

- 1) That the final plat be developed with all public improvements as required by the Lansing Subdivision Regulations and the Michigan State Plat Act.
- 2) That all lots shall be graded so surface water will drain therefrom so as not to adversely affect adjacent properties.
- 3) That the necessary easements be provided for the installation of utilities.

- 4) That an easement for the existing pedestrian walkway that connects the elderly high rise building and Gardner Junior High School to the K-Mart shopping site be recorded and shown on the face of the final plat.
- 5) That the pavement and right-of-way widths be constructed in accordance with the requirements of the Traffic Engineer.
- 6) That the special assessment and back taxes be paid in accordance with the Assessor's comments.
- 7) That the street names be cleared with the Tri-County Regional Planning Commission.
- 8) That fire hydrants be installed according to the requirements of the Fire Marshal.
- 9) That a restriction be recorded on the face of the final plat which prohibits vehicular access directly onto Jolly Road from Lots 1 and 26 and 27 as shown on the preliminary plat. The Traffic Engineer has determined that these lots can be adequately served from Jolly-Cedar Court and the new street to be known as Cedarcroft Court.
- 10) That this tentative approval of the preliminary plat is effective for a period of twelve (12) months; and

Be It Further Resolved that the City Clerk be, and she is hereby, directed to attach this approval to the plat and return it to the proprietor.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

P-4-79

Trapper's Cove Subdivision No. 2
Final Plat

Whereas, the final plat of Trapper's Cove Subdivision No. 2 has been submitted for approval; and

Whereas, the Planning Board has reviewed the final plat of Trapper's Cove Subdivision No. 2 and found it to be in substantial conformance with the preliminary plat and recommended approval subject to conditions; and

Whereas, the Physical Development Committee of City Council reviewed the report of the Planning Board and did concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that

the final plat of Trapper's Cove Subdivision No. 2 be approved subject to the conditions outlined below and, further, to all conditions of approval and departmental and agency conditions from previous approvals.

- 1) That a Deed or Abstract of Title accompanied by an attorney's opinion as to the marketability of the land, or a certificate of title insurance be submitted to the City Clerk prior to the signing of the plat and the affixing of the Municipal Seal.
- 2) Final security be posted in the amount specified by the Public Service Department and the Department of Parks and Recreation.
- 3) Final clearance from the Board of Water and Light be obtained for the development.
- 4) That the site be served with all public utilities and facilities as required at the time of preliminary approval by the different public agencies.

It is understood that the development of this site will be delayed until the extension of public sewers is resolved with the Department of Natural Resources.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

LS-40-79

Richard Road
3305-09-326-271

Whereas, pursuant to Sections 37-24 and 37-27 of the Lansing Subdivision Regulations, a request was made by Rebecca S. Suntheimer, representing McCampbell-Suntheimer Builders, Incorporated, to divide Lot 3 of Supervisor's Plat No. 12 into two (2) parcels; both of which would have less than the minimum depth required by the Subdivision Regulations; and

Whereas, the Planning Board, at their meeting of December 18, 1979, recommended that this lot division be denied; and

Whereas, the Physical Development Committee of the City Council, to whom the report of the Planning Board was referred, concurred therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing hereby denies the request to divide Lot 3 of Supervisor's Plat No. 12.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON

Resolved by the City Council of the City of Lansing:

SUP-7-79

908 North Capitol Avenue

Whereas, in accord with the provisions of Section 36-42(12) of the Lansing Zoning Code, a request was made by Marcia Macomber, Executive Director of the Council Against Domestic Assault, to obtain a special use permit to allow the operation of a shelter home to provide temporary housing and counseling for a maximum of twenty (20) victims of domestic assault, upon the premises commonly known as 908 North Capitol Avenue, more particularly described as:

Parcel No. 3301-09-378-061

Lot 8, Block 44, Original Plat, City of Lansing, Ingham County, Michigan;

and

Whereas, the Planning Board, at their meeting of August 21, 1979, recommended approval of this request subject to the condition that all code required alterations to the structure and site be completed prior to the approval of the special use permit and occupancy of the structure as a shelter home; and

Whereas, the Physical Development Committee of the City Council, to whom the report of the Planning Board was referred, concurred therewith; and

Whereas, the Council of the City of Lansing, at their meeting of October 1, 1979, passed a resolution of intent to grant this special use permit upon certification by the Planning Department, the Department of Building Safety and Development, and the Fire Prevention Bureau that all necessary code compliance alterations have been completed; and

Whereas, the Planning Department, the Department of Building Safety and Development and the Fire Prevention Bureau have certified that all necessary code compliance alterations have been completed;

Now, Therefore, Be It Resolved that the Council of the City of Lansing hereby grants Special Use Permit number 7 of 1979 to allow the operation of a shelter home to provide temporary housing and counseling for a maximum of twenty (20) victims of domestic assault upon the above described property.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

SUP-9-79

5800 block South Washington Avenue

Whereas, pursuant to Section 36-42(12) of the Lansing Zoning Code, a request was made by the United Cerebral Palsy Association of Michigan, Incorporated, for a special use permit to allow the construction of housing for twelve (12) physically handicapped adults on vacant land located in the 5800 block of South Washington Avenue, more particularly described as:

Parcel No. 3305-04-301-061

Commencing at a point 263 feet south of the northwest corner of the south $\frac{1}{2}$ of the northwest $\frac{1}{4}$ of the southwest $\frac{1}{4}$ of Section 4, T3N, R2W, City of Lansing, Ingham County, Michigan; thence east 330 feet; thence south 391.17 feet; thence west 330 feet to the section line at a point 396.75 feet south of the point of beginning; thence north 396.75 feet to the place of beginning; and

Whereas, the Planning Board has reviewed this request and recommended that this special use permit be granted; and

Whereas, the Physical Development Committee of the City Council, to whom the report of the Planning Board was referred, concurred therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing hereby grants Special Use Permit number 9 of 1979 to allow the construction of housing for a maximum of twelve (12) physically handicapped adults upon the above described premises; and

Be It Further Resolved that the issuance of this special use permit is subject to the compliance with the requirements of the various public agencies and city departments and subject further to a final site plan being submitted to and approved by the Planning Department prior to the issuance of building permits.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, it is necessary to hold a public hearing on the proposed establishment of a Lansing Commercial Redevelopment District, CRD-11-79, requested by Andrew Roberts at 601 East Saginaw Street, more particularly described as:

Lots 12 through 18, inclusive, Block 3, Assessor's Plat No. 32, Recorded Liber 11, page 13.

Now, Therefore, Be It Resolved that the City Clerk give at least ten (10) days notice of a public hearing when all persons interested may attend and make any objections they may have to such proposed district; and

Be It Further Resolved that such hearings be held at the Council Chambers in the City Hall on February 18, 1980 at 7:00 P.M.; and that notice of such hearing be published in a publication of general circulation in said city.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT

Resolved by the City Council of the City of Lansing:

Whereas, by resolution dated May 7, 1979, the Lansing City Council certified the designation of the project area and established the project district area for the "Grand Building" as the following:

Commencing at a point on the East side of Grand Avenue 296.1 feet south of the southeast corner of Grand Avenue and Shiawassee Street running thence east parallel with Shiawassee Street along the center line of a 12 inch brick fire wall to the center line of the Lansing Transit Railway right-of-way; thence southwesterly along the center line of said railroad right-of-way to an iron stake on the east line of Grand Avenue; thence north 156.4 feet to the point of beginning in Block No. 66, ORIGINAL PLAT, City of Lansing, Ingham County, Michigan; and

Whereas, the Lansing Economic Development Corporation on September 5, 1979, approved the project plan for the "Grand Building"; and

Whereas, pursuant to Section 9 of P.A. 388 of 1974, as amended, the Planning Board reviewed and approved the Project Plan at their regular mid-month meeting of October 16, 1976; and

Whereas, before approval by the local governing body, it is necessary to hold a public hearing on the "Grand Building" project plan;

Now, Therefore, Be It Resolved, that the City Clerk give at least 10 days notice of a public hearing when all persons interested may attend and make known any objection they may have on the proposed project plan; and

Be It Further Resolved, that such hearing shall be held at the Council Chambers on the 18th day of February, 1980, at 7:00 P.M., and that notice of such hearing be published in a publication of general circulation in the City of Lansing.

Adopted by the following vote:

Unanimously.

ZONINGS

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 18th day of November, 1958, in the following particulars, viz:

That property described as:

SUP-13-79—640 Maplehill Avenue
(Maplehill School),

to be used as a Head Start Classrooms.

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such Special Use Permit.

Resolved Further, that such hearing shall be held at the Council Chamber in the City Hall on the 18th day of February, 1980, at 7:00 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 18th day of November, 1958, in the following particulars, viz:

That property described as:

SUP-12-79—1400 West Jolly Road,

to be used for a home for the aged.

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such Special Use Permit.

Resolved Further, that such hearing shall be held at the Council Chamber in the City Hall on the 18th day of February, 1980, at 7:00 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 18th day of November, 1958, in the following particulars, viz:

That property described as:

Z-54-79—Capitol Commons Project Area—Property bounded by Kalamazoo St., Pine St., St. Joseph St. and Butler St.,

be rezoned from Community Unit Plan District to a revised Community Unit Plan District and the "Map" be changed to indicate such transfer;

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall be held at the Council Chamber in the City Hall on the 18th day of February, 1980, at 7:00 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-58-79—1820 East Kalamazoo Street

be rezoned from "E-2" Drive-In Shop District to "H" Light Industrial District and the "Map" be changed to indicate such transfer;

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall be held at the Council Chamber in the City Hall on the 18th day of February, 1980, at 7:00 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the 25th day of March, 1969, this Council was petitioned to change the following described property from "A" One Family Residence District to a "Community Unit Plan" District, all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 12th day of June, 1973, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-36-69—1400 Block of Edgewood Boulevard (North Side) formerly 6312 Yunker.

This request by Kenneth P. Tableman and David C. Beal to modify the Community Unit Plan for property located in the 1400 block of Edgewood Boulevard (north side). The property is more specifically described as:

Commencing at the southeast corner of Lot 11, Georgetown Subdivision No. 3, thence north 476.11 feet to the west $\frac{1}{4}$ post of the northeast $\frac{1}{4}$, east 285 feet, south 252.62 feet, east 209.93 feet, south 369.13 feet to a point 505.12 feet north of the north right-of-way line of I-96, northwesterly 530.74 feet along an 826.41 feet radius curve to the left chord bearing north 71° 36' 07" west 521.66 feet to the beginning; Section 8, T3N, R2W, City of Lansing, Ingham County, Michigan.

The modification consists of rearranging the buildings and off street parking from what was originally approved by the City Council in 1970, Ordinance No. 1492. The new plan shows a lesser number of buildings, however, the same number of units is proposed (50 living units).

Whereas, the Planning Department has reviewed this request in conjunction with other city agencies and have found that the revised plan is in accord with existing and proposed development of the area and is in keeping with the development plans as originally approved by the City Council on January 26, 1970; and

Whereas, the Physical Development Committee of City Council, to whom was referred the reports of the Planning Department, and other reporting agencies, concurs with the proposed modification subject to the conditions as outlined by the different public agencies;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the request by Kenneth Tableman and David Beal to amend the Community Unit Plan (CUP) for the above described property be approved subject to the following:

- 1) That prior to the issuance of building permits and development of the site, the land shall be subdivided in accord with the Michigan State Plat Act and the Lansing Subdivision Control Ordinance.
- 2) That prior to the issuance of building permits a detailed plan shall be submitted to and approved by the Planning

Department, Traffic Engineer and Public Service Department. Said plan shall show in detail the location of buildings, parking, drives, sidewalks, trash disposals, landscaping, screening and fencing plans.

- 3) Access to the site shall be coordinated with the Traffic Engineer and shall align with existing curb cuts in Edgewood Boulevard.
- 4) The requirements of all public agencies.

It is understood that sanitary sewer is available in Edgewood Boulevard, however, due to the type of development, a public sewer will be required on site. With the present moratorium, this development may be delayed. Each two (2) units of the townhouse buildings will require a separate connection for public sewer.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the 22nd day of October, 1979, this Council was petitioned to change the following described property from "B" One Family Residence and "C" Two Family Residence Districts to "F" Commercial District, all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 14th day of January, 1980, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-49-79—1310 East Grand River Avenue—3301-10-402-141,

More particularly described as:

Lots 53, 54, 55 and the northerly 34 feet of Lot 56, Otto's Addition, City of Lansing, Ingham County, Michigan;

from "B" One Family Residential and "C" Two Family Residential Districts to "F" Commercial District;

Whereas, pursuant to Act 207, Public Acts of 1921, as amended, the Planning Board advised City Council to deny the request; and

Whereas, the Physical Development Committee of City Council, to whom the report of the Planning Board was referred, did concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described

property from "B" One Family Residential and "C" Two Family Residential Districts to "F" Commercial District be denied.

Adopted by the following vote:

Unanimously.

Councilman McKane left the session.

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the 30th day of July, 1979, this Council was petitioned to change the following described property from "A" One Family Residence, "J" Parking and "F" Commercial Districts to "F" Commercial District, all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 22nd day of October, 1979, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-37-79—5208 South Logan Street—3305-05-202-041 and 081,

More particularly described as:

Lots 13, 14 and the east 125 feet of Lot 17, and the east 125 feet of Lot 18, Supervisor's Plat of Balzer Subdivision, also Lots 45 and 46, Supervisor's Plat of Prosperity Farms, City of Lansing, Ingham County, Michigan;

from "A" One Family Residential and "J" Parking Districts to "F" Commercial District.

Whereas, pursuant to Act 207, P.A. 1921 as amended, the Planning Board advised City Council to deny the request as filed and further to rezone the property as follows:

- 1) Rezoning of the easterly fifty feet (50') of Lot 18 from "A" One Family Residential to "F" Commercial District to allow for the expansion of the storage building.
- 2) Rezoning of the westerly 75 feet of the east 125 feet of Lot 18 from "A" One Family Residential to "J" Parking District for the expansion of paved parking for clients.
- 3) That the remaining portions of the subject property retain their present zoning classification of "F" Commercial and "J" Parking Districts; and

Whereas, the Physical Development Committee of City Council, who reviewed the report of the Planning Board, did concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the request to rezone the above described property from "A" One Family Residential and "J" Parking Districts to "F" Commercial District be denied, and

Be It Further Resolved that said property be rezoned in the following manner:

- 1) Rezoning of the easterly fifty feet (50') of Lot 18 from "A" One Family Residential to "F" Commercial District to allow for the expansion of the storage building.
- 2) Rezoning of the westerly 75 feet of the east 125 feet of Lot 18 from "A" One Family Residential to "J" Parking District for the expansion of paved parking for clients.
- 3) That the remaining portions of the subject property retain their present zoning classifications of "F" Commercial and "J" Parking Districts.

Adopted by the following vote:

Unanimously.

Councilman McKane returned to the session.

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the 19th day of November, 1979, this Council was petitioned to change the following described property from "D-1" Professional Office and "J" Parking Districts to "E-1" Drive-In Shop District, all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 14th day of January, 1980, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-52-79—4316 South Pennsylvania Avenue—3301-34-306-007,

More particularly described as:

Commencing 261 feet west of the intersection at the southwest corner of South Pennsylvania Avenue and East Cavanaugh Roads, thence south 140 feet, east 261 feet, south 301.2 feet, west 296.6 feet, north 441.2 feet, east 35.5 feet, to beginning, Section 34, T4N, R2W, City of Lansing, Ingham County, Michigan;

from "D-1" Professional Office and "J" Parking Districts to "E-1" Drive-In Shop District.

Whereas, pursuant to Act 207, P. A. 1921, as amended, the Planning Board advised the City Council to approve the request subject to conditions; and

Whereas, the Physical Development Committee of City Council, to whom the report of the Planning Board was referred, did concur therewith;

Now, Therefore, Be It Resolved, the Council of the City of Lansing ordains that the petition to rezone the above described property from "D-1" Professional Office District and "J" Parking District to "E-1" Drive-In Shop District be approved subject to the following:

That the final site plan be reviewed and approved by the Planning Department and the Traffic Engineer prior to the issuance of building permits.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the 13th day of November, 1979, this Council was petitioned to change the following described property from "A" One Family Residence District to "G-2" Wholesale District, all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 14th day of January, 1980, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-50-79—200 and 300 blocks East Jolly Road—3305-04-201-013,

More particularly described as:

A parcel of land on part of the north $\frac{1}{2}$ of Section 4, T3N, R2W, City of Lansing, Ingham County, Michigan, beginning at a point on the north/south $\frac{1}{4}$ line south 941.40 feet from the north $\frac{1}{4}$ corner of said Section; thence east 264.01 feet; thence south $00^{\circ} 00' 40''$ west 600.00 feet, thence south $89^{\circ} 59' 20''$ west 263.90 feet; thence north $89^{\circ} 55' 00''$ west 97.82 feet; thence north 599.94 feet; thence south $89^{\circ} 55' 00''$ east 97.32 feet to the point of beginning;

from "A" One Family Residential District to "F" Commercial District.

Whereas, pursuant to Act 207, P.A. 1921, as amended, the Planning Board advised City Council to deny the petition as filed and, further, to rezone the property to "G-2" Wholesale District; and

Whereas, the Physical Development Committee of City Council, to whom was referred the report of the Planning Board, did concur therewith;

Now, Therefore, Be It Resolved, the Council of the City of Lansing ordains that the petition to rezone the above described property from "A" One Family Residential District to "F" Commercial District be denied as filed; and

Be It Further Resolved, that the property be rezoned from "A" One Family Residential District to "G-2" Wholesale District.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the 15th day of October, 1979, this Council was petitioned to change the following described property from "E-2" Drive-In Shop, "J" Parking and "A" One Family Residence Districts to "F" Commercial District, all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 14th day of January, 1980, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-48-79—2121 West Holmes Road—
3301-32-101-001 and 011,

More particularly described as:

That part of the northwest $\frac{1}{4}$ of the northwest $\frac{1}{4}$ of Section 32, T4N, R2W, City of Lansing, Ingham County, Michigan, lying north and west of the Lake Shore and Michigan Southern Railroad right-of-way;

from "E-2" Drive-In Shop, "J" Parking and "A" One Family Residential Districts to "F" Commercial District.

Whereas, pursuant to Act 207, P.A. 1921, as amended, the Planning Board advised City Council to approve the request subject to conditions; and

Whereas, the Physical Development Committee of City Council, to whom was referred the report of the Planning Board, did concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the above described parcel be rezoned from "E-2" Drive-In Shop, "J" Parking and "A" One Family Residential Districts to "F" Commercial District subject to the following conditions:

- 1) A landscape, screening and fencing plan being submitted to and approved by the Planning Department prior to the issuance of building permits.
- 2) That the two curb cuts on Pleasant Grove Road and Holmes Road, nearest the intersection, be closed.
- 3) That final approval of the project be given by the Traffic Engineer.

Adopted by the following vote:

Unanimously.

By COUNCILMAN GUNTHER—

Resolved by the City Council of the City of Lansing:

That the following transfer be made:

\$1,400.00 from Baptist House
A/C 101-936-065-974

\$1,400.00 to Utilities—Baptist House
A/C 101-265-007-920

I hereby certify that this is a properly drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Blair, Gunther, Lindemann, McKane, Worthington—7.

Nays: Councilman Brenke—1.

REMARKS FROM THE MAYOR'S EXECUTIVE ASSISTANT:

No remarks.

REMARKS BY THE CITY COUNCIL:

No remarks.

By COUNCILMAN MCKANE—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived for the purpose of presenting items that are not listed on the agenda.

Carried.

Request from Sodebregg Brothers Construction Co. on behalf of Mr. Emilio Allup of 3333 Deerfield to park his vehicles on the street until spring weather permits the firm to complete the concrete drive approach.

Referred to Committee on Public Property and Safety.

By COMMITTEE ON GENERAL SERVICES—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing has entered into an agreement to form a Consortium with the City of East Lansing and the Counties of Ingham, Eaton, and Clinton to provide comprehensive employment and training services for the residents of the Cities of Lansing and East Lansing, and the Counties of Ingham, Eaton, and Clinton under provisions of the Comprehensive Employment and Training Act of 1973, as amended, and the Michigan Constitution of 1963, Article VII, Section 28, and 1967 PA 7, as amended, being MCLA 124.501, et seq; and

Whereas, the Consortium's Administrative Board has recommended modification to said Charter and Agreement to allow increased ability to meet the needs of unemployed citizens and incorporate changes in the CETA law; and

Whereas, it has been determined to be advantageous to the City of Lansing to modify said Charter to allow greater flexibility of services to residents of the Consortium; and

Whereas, the recommended modifications to said Charter have been reviewed and approved as to form by the City Attorney, and been reviewed without objection by the Office of the Mayor;

Now, Therefore, Be It Resolved, the Lansing City Council hereby approves the following modifications to the Charter and Agreement:

CHAPTER 2: PURPOSE OF THE CONSORTIUM

The Lansing Tri-County Regional Manpower Consortium (hereinafter referred to as the Consortium) shall carry out the provisions of the Comprehensive Employment and Training Act of 1973, as amended, and the regulations promulgated in relation thereto (hereinafter referred to as the Act), in order to provide job training and employment opportunities for economically disadvantaged, underemployed and unemployed persons in the Lansing Tri-County Regional area, and shall to the maximum extent possible, insure that training and other services lead to employment opportunities and enhance self-sufficiency by establishing flexible local programs. The Consortium shall carry out or shall contract for the training and other services as required by the Act. **The Consortium may receive funding from sources other than**

the Act in order to provide programs and/or services or to contract for programs and/or services for the purposes stated hereunder.*

*Bold face type represents proposed changes

CHAPTER 3: DESIGNATION OF THE PRIME SPONSOR

The Prime Sponsor shall be the Consortium Board, which includes two jurisdictions—the City of Lansing and Ingham County, which are eligible to act as Prime Sponsors under the Act.

Consistent with State and/or local law, each governmental unit signatory to this Agreement accepts the responsibility of the operation of CETA programs under the Act, and other programs, and shall be held jointly and severally liable for use of funds authorized under the Act, **this Agreement and Charter and other funding sources.**

(Chapter 6, number 11, inserted to read as follows):

11: The Board may establish a Private Industry Council pursuant to Title VII of the Act and the rules and regulations promulgated in reference thereto, (hereinafter referred to as PIC) consisting to the extent practical, of members of the business community of the Tri-County Region, including small businesses, minority businesses, labor organizations, community based organizations and educational institutions and organizations. The PIC's function shall primarily be to increase the involvement of the Business community in the Tri-County Region in employment and training activities pursuant to the Act, and to increase private sector employment opportunities for economically disadvantaged persons. The PIC shall participate with the Board in the development and implementation of programs under Title VII of the Act. The Board shall establish a Charter and By-Laws for PIC and may amend the same as it deems appropriate. The Board may establish procedures and designate functions for PIC which it deems appropriate.

Be It Further Resolved that all other terms and conditions of said Charter and Agreement shall remain in full force and effect, and

Be It Further Resolved that the appropriate representatives of the City of Lansing be authorized to sign said amendments to the Charter and Agreement contained herein.

CITY OF LANSING

By: GERALD W. GRAVES,
Mayor.

Date: _____

In the Presence of:

Adopted by the following vote:

Unanimously.

By COUNCILMEN ADADO, BRENKE,
WORTHINGTON, GUNTHER, BELEN,
BLAIR, LINDEMANN AND
McKANE—

Resolved by the City Council of the City
of Lansing:

Whereas, the South Central Neighbor-
hood Organization (SCNO) feels individuals
in governmental units such as the Lansing
City Council too often go unrecognized by
citizens and neighborhoods who have re-
quested and received assistance; and

Whereas, several projects about which
the SCNO was vitally concerned have been
realized; and

Whereas, the SCNO wishes to extend its
thanks for past support and assistance by
holding a special reception on Wednesday,
January 30th, from 7:00-10:00 p.m., at
the Oddfellows Lodge on South Washing-
ton;

Now, Therefore, Be It Resolved, the City
Council of the City of Lansing, sitting in
regular session this 28th day of January
1980, heartily endorses the concept of "New
Horizons for the '80's—an era of coopera-
tion," and looks forward to working effec-
tively with neighborhood associations, local
businesses, labor organizations and neigh-
borhood churches.

Adopted by the following vote:

Unanimously.

By COUNCILMAN GUNTHER—

Resolved by the City Council of the City
of Lansing:

That the following transfer be made:

\$327,980.00 from Sewage Fund—Retained
Earnings
A/C 590-000-000-390

\$327,980.00 to Facilities—201 Plan
A/C 590-536-613-974

I hereby certify that this is a properly
drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Adopted by the following vote:

Unanimously.

Joyce Tetter, 1034 N. Homer, Apa. No. 1,
spoke relative to being attacked some time
ago by two men who broke into her apart-
ment when she lived at 211 E. Lenawee St.
She related her encounter with the Police
Department, Prosecuting Attorney and
other agencies. Their failure to give her
any help. She spoke her allotted 5-minutes.

By COUNCILMAN BLAIR—

She be given an extra 5-minutes.

Adopted by the following vote:

Yeas: Councilmen Belen, Blair, Gunther,
Lindemann, McKane, Worthington—6.

Nays: Councilmen Adado, Brenke—2.

By COUNCILMAN McKANE—

This be referred to the Mayor, Police
Board and Human Relations Department to
report back to the City Council.

By COUNCILMAN McKANE—

That this meeting stand adjourned.

Carried.

Council adjourned at 9:30 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

January 28, 1980

F/B

CITY CLERK'S OFFICE
Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE
U. S. POSTAGE
PAID
Permit No. 1461
Lansing, Michigan

79

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, February 4, 1980

CITY COUNCIL ROOMS

Lansing, Michigan
February 4, 1980

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by President Adado.

Present: Councilmen Adado, Belen, Blair, Brenke, Lindemann, McKane, Worthington—7.

Absent: Councilman Gunther—1.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Belen.

Pledge of Allegiance was led by 1 Boy Scout, 1 Cub Scout and 1 Explorer Scout in connection with National Boy Scout Week.

By COUNCILMEN ADADO, BELEN, BLAIR, BRENKE, GUNTHER, LINDEMANN, MCKANE AND WORTHINGTON—

Whereas, February 3rd through 9th is National Boy Scout Week; and

Whereas, February 8th marks the 70th Anniversary of the incorporation of the Boy Scouts of America; and

Whereas, the scouting program, Cub Scouts, Boy Scouts and Explorers, have strengthened our community for many years; and

Whereas, Nationwide, the principles and standards represented by all aspects of scouting reflect pride in our American Heritage as well as a dedication to encouraging good citizenship; and

Whereas, the Chief Okemos Council of the Boy Scouts of America has been the hub of all scouting activity in the Lansing area, providing support and leadership to the great number of volunteers serving Cub Scouts, Boy Scouts and Explorers;

Now, Therefore, Be It Resolved, the City Council of the City of Lansing, sitting in regular session this 4th day of February 1980, does hereby express its full support and congratulations to the Chief Okemos Council as they join with scouts all over the United States in celebrating 70 years of scouting.

Adopted by the following vote:

Unanimously.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON NON-AGENDA ITEMS. YOU MAY SPEAK ONLY FOR 3-MINUTES ON ANY ONE ITEM.

Richard Sullivan, 2514 Victor Avenue, spoke relative to his taxes.

COMMUNICATIONS AND PETITIONS

Card of appreciation from family of Mabel Houck.

Received and placed on file.

Notice from Michigan Municipal League of the Annual Regional Meeting to be held on March 13, 1980, at Ypsilanti, Michigan.

Received and placed on file.

Dennis Goff submits final plat of Burk's Acres with filing fee.

Referred to Mayor and Planning Board.

Summons filed in District Court 54A by Donald W. Gelby v. Theodore DeLeon, Sr. and City of Lansing, Department of Housing and Redevelopment in regard to contract for plumbing needed to be done.

Referred to Mayor, City Attorney and Department of Housing and Redevelopment.

Claim filed by David George Miller vs. Lansing Police Department in connection with unpleasant experience that took place at 543 Kirby Dr. during a party that he was having.

Referred to Mayor, City Attorney and Police Board.

Petitions filed for rezoning:

Z-4-80—

Commencing 303.5 feet West and 1413 feet South of North $\frac{1}{4}$ post of Southeast $\frac{1}{4}$

Section 4, thence South 245 feet, East to West line of lot 1 Supervisors Plat No. 9, North to Northwest corner of said lot 1, East to West line Cedar St., Northwestly along said West line to point East of Beginning and West to beginning, Section 4, T3N, R2W, and Lot 1 of Supervisors Plat No. 9, T3N, R2W, City of Lansing, Ingham County, Michigan, from "A" One Family Residence District to "G-2" Wholesale District (5800-12 S. Cedar Street).

Z-5-80—

Lot 3 of Block 91 of Original Plat, City of Lansing, Ingham County, Michigan, from "D" Apartment District to "D-1" Professional Office District—221-223 N. Pine Street).

Referred to Mayor and Planning Board.

Request filed for special 24-hour liquor permit for Lansing Municipal Credit Union for March 22, 1980—Headquarters Armory.

Referred to Committee on General Services.

Request from DTN Management—General Partner of Summerhill Estates Apartment Co. at 3313 W. Mt. Hope Avenue requesting that a portion of the Horne Drain easement be vacated.

Referred to Mayor and Committee on Physical Development.

Letter from Linda Brown in regard to traffic condition that exists in the Stillwell Jerree Area and request that a "Stop Sign" be placed for Stillwell Traffic at the corner of Jerree and Stillwell.

Referred to Mayor and Committee on Public Property and Safety.

Letter from the Bath Charter Township submitting request for the purchase of Priggorris Park area.

Referred to Mayor and Planning board.

Charter Township of Delta submits agreement with City of Lansing to provide sanitary sewer service to area in Delta Township.

Referred to Mayor and Planning Board.

Letter from Karen Gierman, President of the Eastside Neighborhood Organization submitting their recommendations for persons to serve on the Citizens Planning Committee for the Foster Street Community Center.

Referred to Mayor Committee on Public Property and Safety.

Letter from State of Michigan—Department of Natural Resources in regard to Emergency Response and Reporting of the operation of the wastewater collection or treatment system.

Referred to Mayor.

Notices from Consumers Power Co. of public hearings to be held on February 4 and 11, 1980.

Received and placed on file.

Letter from Michigan Alliance of Small Communities in regard to changes made in delivering information to elected officials.

Referred to Mayor and Elected Officials.

Notice from Tri-County Regional Planning Commission of membership needed for the Tri-County Regional Planning Commission's New Environmental Resources Advisory Council.

Received and placed on file.

MAYOR'S EXECUTIVE ASSISTANT COMMENTS ON ANY ITEM ON THE AGENDA:

No comments.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING ITEMS LISTED ON THE AGENDA: COMMUNICATIONS AND PETITIONS, COMMITTEE REPORTS, REPORTS OF CITY OFFICERS AND BOARDS AND RESOLUTIONS. YOU MAY SPEAK ONLY FOR 3-MINUTES ON ANY ONE ITEM.

No licenses or bonds.

John Linn, 714 W. Willow St., spoke relative to Garbage and Rubbish collection being placed out on Saturday and Sunday.

Kathleen Asher, Vice President Women's Association from Flint, Michigan, spoke on resolution No. 2 re: lease of property at 213 W. Main Street.

Robin Owens, National Association of Negro Women, spoke.

Doris Sutherland, 1667 Linden, East Lansing, on behalf of Y.W.C.A., spoke re: 213 W. Main Street as "Women's Hall of Fame."

Sue Wagner, 313½ E. St. Joseph, spoke.

REPORT OF COMMITTEE

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred rezoning petition Z-43-77 for property at 110 West Jolly Road from "A" One Family Residence District to "C" Two Family Residence District, reports as follows:

That said rezoning be approved.

Signed:

SIDNEY P. WORTHINGTON,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Physical
Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

February 4, 1980

Honorable Mayor and Members of the Lansing City Council

Re: Ramco-Gershenson v. City of Lansing

Dear Mayor and Council:

On June 2, 1979, Ramco-Gershenson filed the above referenced appeal with the Michigan Tax Tribunal alleging that the City's assessment of its property at \$1,090,700 was excessive and that instead the property should be assessed in the amount of \$932,500. The City of Lansing filed an Answer in the matter alleging that the City of Lansing properly assessed the Ramco-Gershenson real property and that the assessed value should be sustained.

Recently, in an attempt to settle the above referenced case, representatives of Ramco-Gershenson met with representatives of the City Assessor's Office and based upon information not previously available to the

Assessor's Office, they have agreed on a tentative settlement of the matter. Pursuant to that agreement representatives of both Ramco-Gershenson and the City Assessor's Office are willing to agree that the assessed value of the subject property for the 1979 tax year should be \$1,000,000.

Although this amount is somewhat less than the \$1,090,700 at which the property was initially assessed by the City of Lansing, the City Assessor's Office feels that the amount is justifiable in light of new information now available to them.

Based on the recommendation of the City Assessor's Office, as well as the uncertainty of outcome which exists if the matter should proceed to a hearing, it is the recommendation of this office that settlement of the above referenced tax appeal should be authorized by the City Council as described herein.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BLAIR—

That we concur in the recommendation of the City Attorney.

Carried.

February 4, 1980

Honorable Mayor and Members
of the Lansing City Council

Re: Provincial House v. City of Lansing
MTT Docket Nos. 38402 and 38849

Dear Mayor and Council:

In June, 1978 Provincial House, Incorporated filed the above referenced appeal with the Michigan Tax Tribunal alleging that a certain parcel of real property owned by them and located on East Michigan Avenue in the City of Lansing had been assigned an assessed value for the purpose of property tax in excess of 50% of its true cash value and therefore was illegally assessed. In 1979 the Petition was amended to include the 1979 tax year's assessed value. The City of Lansing filed its answer in the above referenced matter alleging that the assessed value assigned the subject property by the City Assessor was not in excess of 50% of the property's true cash value and therefore was legally assessed.

Recently in an attempt to settle the above referenced case, representatives of Provincial House met with representatives of the City Assessor's Office and, based on extensive negotiations as well as on information not previously available to the Assessor's Office, they have agreed on a tentative settlement of the matter. Pursuant to that proposed agreement, the City of Lansing is willing to agree that the

assessed value of the subject property for the 1978 tax should be \$976,500 and for the 1979 tax year should be \$983,700. Although this amount is somewhat less than the \$1,059,000 which the property was initially assessed by the City of Lansing for the 1978 and 1979 tax years, in the opinion of the City Assessor's Office, the amount is justifiable in light of the information now available to them.

Based on the recommendation of the City Assessor's Office as well as the uncertainty of outcome which is inevitable if the matter should proceed to a hearing, it is the recommendation of this office that settlement of the above referenced tax appeal as described herein should be authorized by the City Council.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BLAIR—

That we concur in the recommendation of the City Attorney.

Carried.

January 31, 1980

The Honorable Mayor and City Council
of the City of Lansing, Michigan

Gentlemen:

Submitted herewith are the Financial Statements of the City funds at December 31, 1979, showing the relationship between the estimated and actual revenues of the City's funds at that date.

This report, together with the Budget Status Report, provides the Mayor and City Council with required data relating to the financial condition of the City, exclusive of operations of the Board of Water and Light.

Respectfully submitted,

JAMES W. DOWSETT,
Finance Director,

STEPHEN W. DUARTE,
City Controller.

Referred to Committee on Ways and Means.

January 30, 1980

Louis F. Adado, Council President, and
Members of City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear President Adado and
Council Members:

On October 22nd, 1979, you approved a letter agreement with the STOK Corporation which designated them overall developers for the 100 Block project. Attached to that letter agreement was a financial impact report prepared by the City's Finance Department. This impact statement mentioned that the City of Lansing could have to commit in excess of \$1,000,000 in additional funds for land acquisition to make the project possible.

We have now secured the private equity commitments necessary to provide the required private leverage to receive \$10.3 million dollars in Urban Development Action Funds. In order to secure these funds it is now necessary for the City of Lansing to commit to the acquisition of the remaining properties required to build a UDAG financed convention-exhibition facility. To accomplish this goal, the 100 Block staff team and my Economic Development Advisory Group have developed an acquisition program to provide the necessary land. A report will be presented in your executive session.

It is my recommendation that we proceed with the option endorsed by my staff. I have examined this option in light of our overall budget priorities and believe this approach can be accommodated with careful management of our general funds.

Attached please find a resolution which implements this recommendation. I trust that this information plus that presented to you at your executive session will enable you to take a positive response to this request.

Sincerely,
Mayor.
GERALD W. GRAVES,

Received and placed on file.

January 31, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan

Dear Council President Adado
and Members:

I am submitting to you for your consideration and confirmation, the name of John Petroff to fill the vacant position of George Fuller on the Economic Development Corporation Board of Directors, which term expires in February of 1985. Mr. Petroff currently serves as a temporary director on this Board, and therefore, is most familiar with its operation.

Trusting this recommendation meets with your approval, I remain

Sincerely,
GERALD W. GRAVES,
Mayor.

By COUNCILMAN BELEN—

That we concur in the recommendation of the Mayor and said appointment be confirmed.

Carried.

January 31, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan

Dear Council President and Members:

I am submitting to you for your consideration and confirmation, the name of Rose A. Houk to fill the temporary director position on the Economic Development Corporation Board of Directors, replacing John Petroff who serves on the RR II. Provincial House, Capitol Avenue Building and Grand Project.

Ms. Houk resides in the City of Lansing at 1131 S. Genesee Drive, Lansing, Michigan 48915.

Trusting this recommendation meets with your approval, I remain

Sincerely,
GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic
Development.

January 29, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

Lansing, Michigan 48933

10th Floor, City Hall

Dear Council President and Members:

Attached please find an analysis by Property Manager Sam R. Clay of the proposal by the Michigan Women's Studies Association for use of a property at 213 W. Main St.. As is indicated on the analysis, the City of Lansing would be obligated for renovating and primary repairs to bring the property up to code for occupancy for the proposed use. The analysis further indicates that the City's financial obligation would be at least equal to the previous bid for renovation of the property of \$170,000. Additionally, the City would be responsible for insurance of the structure, which costs \$1,000 per year; the City would be responsible initially for utilities; and the City would be responsible for major maintenance, necessitating the establishment of an unscheduled maintenance ac-

count. I would suggest to Members of the City Council that as proposed, this is a major new undertaking of both up front and on going financial impact which cannot be afforded by the City in these times. We are facing a crisis in continued operations of existing programs even without beginning new ones. Further, I do not believe that major investments by the City of Lansing were anticipated by the City's taxpayers when they approved the land "swap" to acquire this building in 1978.

It is my understanding that some members of the City Council have expressed interest in grant funding for this renovation. I would advise that the City's financial obligation must be minimal if this approach is to be used. I would also caution that the Michigan Women's Studies Association must assume obligations for utilities, insurance and all maintenance if this project is to gain my approval. Otherwise, I cannot accept this project as being within the scope of the City's budget.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file.

January 29, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

This is to advise that I am recommending Henri Franceus and Joseph Frauenheim, Jr., for re-appointment to the Downtown Development Authority, which terms will expire in February of 1984.

Trusting these recommendations meet with your approval and that confirmation will be at as early a date as possible, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

January 31, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

Pursuant to Section 4-102.10 of the Lansing City Charter, attached please find the

annual report on the status of the affirmative action program for the City of Lansing. The report, compiled by the Human Relations Department, reflects City personnel as of November 30, 1979.

I would point out that the City has increased its total percentages of minority and female employees. However, for full-time employees, the percentages still fall short of the minority and female proportion of Lansing's population.

This may be reflected in the tightening of the City's hirings in the past year. The Affirmative Action Report reflects decreases in federally-funded positions in the Community Development and Comprehensive Employment and Training Act (CETA) programs. These reductions in personnel have reduced opportunities for initial employment and eventual promotion for minorities and women, particularly in job classifications with lower skill and training requirements.

Since the initiation of the City's Affirmative Action policies in 1972, the City has shown a steady increase in the employment of minorities from 9.7% in 1972 to 11.99% in 1979 (page 4), and in the employment of females from 15.82% in 1972 to 21.27% in 1979 (page 4). Females, however, continue to be most strongly represented in office/clerical categories. While these positions total 14.89% of the City's work force, they represent 61.84% of the total female work force.

The decline of Federally-funded positions is reflected on page 5, with the phasing out of the Community Development program and the termination of incumbent CETA personnel plus the restructuring of the CETA program to where it cannot effectively be used for City of Lansing employment.

The City has not yet eliminated the disparities that have existed in the past. And, in 1980, it is projected that Lansing's with a new Federal census to be undertaken minority population percentages will have increased over 1970. Therefore, it is imperative that diligent efforts continue to pursue the necessary steps to overcome existing imbalances.

If there are further questions on the Affirmative Action report, I will make available the City's Affirmative Action Officer, Mr. Richard D. Letts, upon your request.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file.

By COUNCILMAN McKANE—

That the request to the Mayor in regard to Joyce Tedder be withdrawn as this matter has been resolved in the court.

Carried.

January 30, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Re: Act 250, Myra Manor
North Pennsylvania Development

Dear Council President and Members:

In accordance with Ordinance 551, Chapter 38 of the Lansing Code of Ordinances, please be informed that I hereby designate the Redevelopment Division of the Building Safety and Development Department as the "Supervisory Agency" for the above proposal. The above proposal of Dennis Stepanovich for residential tax abatement received unanimous recommendation from the Lansing Planning Board at its meeting of January 22, 1980. The request for residential tax abatement is made pursuant to Public Act 250 of 1941, the Urban Redevelopment Corporation Law. The findings of the Planning Board, according to the above Ordinance, are to be referred to the Supervisory Agency. With a copy of this communication, I am hereby transmitting the Planning Board findings to that Agency.

This matter is sent for your information
and does not require City Council action.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 1/31/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Chairman, District 6 Committee Southwest Area Re: Southwest Area District No. 6 Citizens Committee

The attached correspondence is submitted
for your information.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 1/31/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Secretary of the Michigan Historical Commission Re: Hart-Kennedy House

The attached correspondence is submitted
for your information. The above-mentioned
home, which serves as the State Democratic
Headquarters, is historically referred to as
the Woodberry-Kerns House. The Democratic
Party has redesignated the House as
the Hart-Kennedy House.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

DATE: 1/31/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Parks Director Re: Removal of Dangerous Deadwood (3211 S. Washington; 745 N. Larch)

The attached correspondence is forwarded
with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 1/31/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director Re: Z-54-79 Capitol Commons "CUP," "E-2" and "F" to "CUP"

The attached correspondence is forwarded
with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 1/31/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Public Service Director Re: Proposed resolution regarding construction of Clemens Street Pumping Station—Storm and Sanitary Sewer Separation PS 47040

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 1/31/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director Re: ACT-38-79 Platt and Frazel Street Vacation; ACT-31-79 Bates Street Vacation Request; ACT-2-80 Regent Street Vacation; ACT-17-79 Arby's request to construct an enclosed terrace cafe on Capitol Avenue; ACT-20-79 North Lansing Comfort Station; ACT-29-79 City Property on West Holmes Road

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

RESOLUTIONS

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, a hazardous condition exists at the intersection of Olds Avenue and Townsend Street, and

Whereas, the City Traffic Division and the Oldsmobile Corporation have arrived at a solution,

Now, Therefore, Be It Resolved, the City Council of the City of Lansing hereby authorizes the placement of stop signs on Townsend Street at vacated Olds Avenue to increase pedestrian safety.

By COUNCILMAN LINDEMANN—

That the resolution be amended as follows: In the last line after the words "pedestrian safety" remove the period (.) and add a comma (,) and add the following wording "as a temporary measure."

Carried.

The resolution as amended was adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council resolved on October 22, 1979, to consider proposals for sale or lease of City-owned property at 213 West Main Street; and

Whereas, such proposals, to be received by the City Clerk's Office by the second Monday in January, 1980, were to comply with the stipulation that use of the land and building would be kept in the public domain; and

Whereas, one proposal was duly received by the required submission date, and has been deemed responsive to the request for proposal;

Now, Therefore, Be It Resolved, the Lansing City Council hereby gives notice of intent to grant a long-term lease for real property at 213 W. Main Street, Lansing, Michigan, to the Michigan Women's Studies Association, provided, however, that the Association shall receive appropriate funding through non-City sources such as public and/or private grants with which to rehabilitate the structure for the Association's purpose; and

Be It Further Resolved, the City Council requests that the Mayor authorize the Program Coordinator and other appropriate elements of the Administration to work with the Association to apply for such grants; and

Be It Further Resolved, the City Council hereby requests that the Administration submit appropriate applications to secure a historical designation by the State and Federal Government for the structure at 213 West Main Street.

By COUNCILMAN LINDEMANN—

That the resolution be amended as follows:

That in the fourth (4th) paragraph after the word "rehabilitate" place a comma (,) and add the following wording "insure, operate and maintain."

Carried.

By COUNCILMAN WORTHINGTON—

That the resolution be further amended by adding the following:

After the word "Street" in the final clause, change the period to a semi-colon and add the word "and" and the following clause:

Be It Finally Resolved, the City Council hereby authorizes the establishment of a trust account, using all remaining funds donated by General Motors Corporation for

rehabilitation of this property, and currently unencumbered in account No. 101-936-065-974, with interest earned on these unexpended funds to accrue to the benefit of this trust account, for such purposes associated with this property as may be decided by City Council.

Carried.

The resolution as amended was adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the City Council has received a report from the Mayor and Finance Director analyzing the current status and the long term outlook for the financial operations of the Garbage and Rubbish Collection Fund, and

Whereas, the operation of the Garbage and Rubbish Collection Program has been subject to excessive cost increases related to energy and environmental issues, and

Whereas, the service fee has remained at 25¢ per bag since the beginning of the program in 1974, and

Whereas, if a change in the service fee is not made, substantial operational subsidies will be required from the City's General Fund.

Now, Therefore, Be It Resolved, that the service fee included in the purchase of the City refuse bags be increased from 12 bags for \$3.00 (25¢ per bag) to 12 bags for \$5.00 (41.6¢ per bag), this change to be effective as soon as the City of Lansing can convert its existing warehouse inventory of refuse bags on hand to reflect the new pricing structure and beginning with the deliveries of refuse bags with the pricing change shown thereon to its sales outlets. All refuse bags delivered to the sales outlets without the pricing change affixed thereto by the City of Lansing are to be sold at the price previously in effect, that is, 12 bags for \$3.00.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Lindemann, McKane, Worthington—6.

Nays: Councilman Blair—1.

Councilman McKane asked the Committee on Physical Development to look into the possibility of a reduced rate for Senior Citizens and low income persons.

Councilman Belen presented the following resolution as a substitute for the resolution that was placed on the agenda.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council has expressed its support of the "100 Block" Project by resolution on many occasions and in April of 1979 did authorize the submission of the Urban Development Action Grant Application to the Department of Housing and Urban Development; and

Whereas, on October 22, 1979, Stok Corporation of Michigan was approved as the overall developer for the "100 Block" Development; and

Whereas, the requested U.D.A.G. funds of 10.3 million dollars will be utilized for the construction of a convention/exhibition facility; and

Whereas, the construction of such a facility requires certain portions of land need to be acquired by the City; and

Now, Therefore, Be It Resolved that the Lansing City Council does approve the acquisition plan, as presented, for the purchase of certain properties as is related to the proposed U.D.A.G. financed convention/exhibition facility; and

Be It Further Resolved, that the Finance Director be directed to transfer from unexpended surplus of the General Fund of the present fiscal year of 79-80 the sum of \$2,100,000.00 to a Special Account to cover all land acquisition needed for the project as outlined; and

Be It Further Resolved, the City Council does confirm its support of the project by its commitment of the total land acquisition plan, as presented to the City Council in closed session;

Be It Finally Resolved that the Lansing City Council does approve such action in support of the "100 Block" Development and U.D.A.G. Application.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Lindemann, McKane, Worthington—6.

Nays: Councilman Blair—1.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, in recent months much public discussion and concern has evolved regarding the sand and gravel pits located east of Aurelius Road and south of Wabash Road, commonly known as the Solomon Pits; and

Whereas, concerns regarding the pits focus primarily on continued sand and gravel mining, vehicular access, periodic dumping and the perceived danger involving the steep slopes and standing water within the pits; and

Whereas, several meetings have been held with the Forest View Citizens' Association, a concerned group of residents who live adjacent to the sand and gravel pit area and are working with city government officials to resolve the above mentioned issues; and

Whereas, as a major concern of adjacent residents has been the passage of heavy truck traffic removing fill from the north pit through newly developed residential areas causing excessive noise, dust and odors as well as endangering children; and

Whereas, due to prior Court orders and access to roads, the City of Lansing is unable to prevent the removal of gravel and borrow from the north pit; and

Whereas, Michigan State University owns land to the south of said pits which could provide the sole alternative access to the north pit area; and

Whereas, alternative access to the pit area is being discussed with Michigan State University, owners of adjacent land to the south; and

Whereas, the Physical Development Committee of City Council is aware of the problems involved with access to and from the pit area as well as the other associated problems and believe it is necessary to encourage Michigan State University to work cooperatively with Edward F. Solomon and Sons, owners of the pit property, to permit access across University property south to Cavanaugh Road; and

Whereas, such a cooperative agreement would allow relief to the adjacent residential area without increasing the ultimate damage to the north pit area;

Now, Therefore, Be It Resolved that the Lansing City Council goes on record as encouraging officials at Michigan State University to work cooperatively with Edward F. Solomon and Sons to provide vehicular access across University property from the pit area to Cavanaugh Road in an effort to reduce the adverse impact on the adjacent residential area.

Adopted by the following vote:

Unanimously.

ZONINGS

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-56-79—6040 S. Pennsylvania Ave.

be rezoned from "E-2" Drive-In Shop District to "F" Commercial District and the "Map" be changed to indicate such transfer;

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall be held at the Council Chamber in the City Hall on the 25th day of February, 1980, at 7:00 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-51-79—3412 Aurelius Road

be rezoned from "A" One Family Residence District to "D-1" Professional Office, "J" Parking and "H" Light Industrial Districts and the "Map" be changed to indicate such transfer;

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall be held at the Council Chamber in the City Hall on the 25th day of February, 1980, at 7:00 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-59-79—Vacant Property at end of
2100 block Glencoe Way

be rezoned from "J" Parking District to
"A" One Family Residence District and the
"Map" be changed to indicate such trans-
fer;

Therefore, Be It Resolved, that the City
Clerk shall give at least fifteen days notice
of a Public Hearing when all persons inter-
ested may attend and make any objec-
tions they may have to such proposed
changes in said Zoning Code.

Resolved Further, that such hearing shall
be held at the Council Chamber in the City
Hall on the 25th day of February, 1980,
at 7:00 o'clock p.m., and that notice of
such hearing be published in the official
publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend
the Classification provided for in the Zon-
ing Code of the City of Lansing, passed on
the 13th day of November, 1958, in the
following particulars, viz:

That property described as:

Z-57-79—914 N. Pine Street

be rezoned from "C" Two Family Residence
District to "D-1" Professional Office Dis-
trict and the "Map" be changed to indicate
such transfer;

Therefore, Be It Resolved, that the City
Clerk shall give at least fifteen days notice
of a Public Hearing when all persons inter-
ested may attend and make any objec-
tions they may have to such proposed
changes in said Zoning Code.

Resolved Further, that such hearing shall
be held at the Council Chamber in the City
Hall on the 25th day of February, 1980, at
7:00 o'clock p.m., and that notice of such
hearing be published in the official publica-
tion of said city, as required by law.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the 4th
day of February, 1974, this Council was
petitioned to change the following described
property from Community Unit Plan Dis-
trict to Revised Community Unit Plan Dis-
trict, all as set forth in the Zoning Code
of this city, and

Whereas, due notice as required by law
has been given for a public hearing on
said petition, and

Whereas, at such hearing held on the
21st day of October, 1974, all parties in-
terested therein were heard and given due
consideration, and

Whereas, the property involved is de-
scribed as:

Z-7-74—Mercy Lane North

More particularly described as:

Lots 65 and 66 of Scotdale Subdivi-
sion No. 2, City of Lansing, Ingham
County, Michigan.

Whereas, a petition was filed to rezone
the above described property from an ap-
proved Community Unit Plan (CUP) to a
revised CUP to allow the development of
two 18 unit apartment buildings; and

Whereas, the Planning Board, at their
meeting of February 3, 1974, recommended
that the proposal be denied and further
recommended that a CUP having two 12
unit apartment buildings in the same loca-
tion as proposed for the two 18 unit struc-
tures be approved; and

Whereas, when public hearings were held
regarding this proposal, several residents
in the vicinity voiced their objection; and

Whereas, the Planning Committee of
City Council, at their meeting of Novem-
ber 4, 1974, denied this request; and

Whereas, at the next regular meeting of
Council on November 12, 1974, they recon-
sidered the request and referred it back to
the Planning Committee of City Council
for further study and report; and

Whereas, this petition has remained in
Committee since the Council's action of
November 12, 1974; and

Whereas, the petitioner has recently in-
dicated his interest to proceed with develop-
ment of this property either in the form of
apartment development or professional
office use; and

Whereas, the petitioner discussed his
interest with the Physical Development
Committee of City Council at their meeting
of January 25, 1980; and

Whereas, the Physical Development Com-
mittee of Council believes it is necessary
that the most recent proposals by the ap-
plicant should be referred back to the Plan-
ning Board for further study and report;

Now, Therefore, Be It Resolved that the
Council of the City of Lansing refers peti-
tion Z-7-74 back to the Planning Board for
further study and report regarding the
most recent proposals by the owner.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the 10th day of October, 1977, this Council was petitioned to change the following described property from "A" One Family Residential District to "D-M" Multiple Dwelling District, all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 20th day of November, 1978, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-43-77—110 West Jolly Road,

More particularly described as:

Commencing at the northeast corner of Jolly Road and Stafford Avenue; thence north 297.0 feet; thence east 198.0 feet; thence south 330.0 feet; thence north 33.0 feet; thence west 66.0 feet to beginning, on the east $\frac{1}{2}$ of the southwest $\frac{1}{4}$ of Section 33, T4N, R2W, being Lots 1 and 2 of Crey's Acres and lands adjacent thereto,

from "A" One Family Residential District to "D-M" Multiple Dwelling District.

Whereas, pursuant to Act 207, Public Acts of 1921, the Planning Board advised the City Council to deny this petition as filed and further recommended that the north 132 feet of the above described property remain zoned "A" One Family Residential District and the balance be rezoned from "A" One Family Residential District to "C" Two Family Residential District; and

Whereas, the Physical Development Committee of City Council, to whom was referred the report of the Planning Board, concurs therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "A" One Family Residential District to "D-M" Multiple Dwelling District be denied; and

Be It Further Resolved that the north 132 feet of the above described property remain zoned "A" One Family Residential District and the balance of the property be rezoned from "A" One Family Residential to "C" Two Family Residential District.

Adopted by the following vote:

Unanimously.

Councilman Blair left the session.

By COUNCILMAN BRENKE—

Resolved by the City Council of the City of Lansing:

That the following transfers be made:

\$6,729.00 from 3rd Year—CD Contingency
A/C 255-941-300-969

\$6,729.00 to Womens Referral Center
A/C 254-856-377-969

\$1,753.00 from Estimated Revenues—
Women's Resources Center
A/C 280-000-000-160

1,862.00 from Fringe Benefits—Women's
Resources Center
A/C 280-857-378-715

\$2,063.00 to Salaries & Longevity
A/C 280-857-378-702

1,552.00 to Citizen Contributions
A/C 280-857-378-956

I hereby certify that this is a properly drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

That the following transfer be made:

\$357,498.00 from Fund Balance General
Fund
A/C 101-000-000-390

\$357,498.00 to Exhibition Hall
Project
A/C 101-936-813-971

I hereby certify that this is a properly drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

By COUNCILMAN BELEN—

That the transfer of funds be amended to read as follows:

\$2,100,000.00 From Fund Balance General
Fund
A/C 101-000-000-390

\$2,100,000.00 to Exhibition Hall
Project
A/C 101-936-813-971

Carried.

The resolution as amended was adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

That the following transfers be made:

\$204,155.00 from Fund Balance—General Fund
A/C 101-000-000-390

\$204,155.00 to Garbage Collection Program Contribution
A/C 101-528-000-969

\$189,975.00 from Estimated Revenues
A/C 596-000-000-160

\$ 12,095.00 to Wages—Hourly
A/C 596-550-000-706

30,000.00 to Wages—Temporary Help
A/C 596-550-000-707

20,077.00 to Fringe Benefits
A/C 596-550-000-715

500.00 to Operating Supplies
A/C 596-550-000-740

65,000.00 to Refuse Bags
A/C 596-550-000-755

7,278.00 to Admin. Charge
A/C 596-550-000-802

55,000.00 to Vehicle Operating
A/C 596-550-000-876

25.00 to Insurance
A/C 596-550-000-910

I hereby certify that this is a properly drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Adopted by the following vote:

Unanimously.

By COUNCILMAN McKANE—

Resolved by the City Council of the City of Lansing:

That Councilman Gunther be excused from the session.

Carried.

By COUNCILMAN McKANE—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived for the purpose of presenting items that are not listed on the agenda.

Carried.

February 4, 1980

Council President Adado
and Members of City Council

Dear President Adado:

The final preparatory steps are underway for the submission of the necessary information to the Department of Housing and Urban Development for the City of Lansing's Urban Development Action Grant application, for the development of the "100 Block." It is necessary that a resolution approved by Council on April 9, 1979, be amended so that the proper dollar figures are authorized for the grant application. Attached is a copy of the original resolution and the necessary amendment. It would be appreciated if the rules were to be suspended and formal action taken today, Monday, February 4, 1980.

Thank you for your assistance and cooperation.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council has affirmed its position that the development of the "100 Block" of East Michigan Avenue is its number one priority; and,

Whereas, the proposed plan for the development of the "100 Block" include a hotel, office building, major retail center, convention rooms, a parking ramp, pedestrian walkways and an exhibition hall; and,

Whereas, there are grant monies available through the Federal Department of Housing and Urban Affairs known as Urban Development Action Grant; and,

Whereas, the requirements for a U.D.A.G. project are private and public financial commitments; and,

Whereas, the estimated total project is 61 million dollars including private, state, and city investment with U.D.A.G. funds of approximately 7.5 million dollars;

Now, Therefore, Be It Resolved that the Program Coordinator and the Mayor be

authorized to submit a grant application to H.U.D. for the "100 Block" Development by April 30, 1979; and,

Be It Further Resolved that the Mayor be authorized to sign the grant contract in the event of the award of the grant after it is approved as to form by the City Attorney; and,

Be It Finally Resolved that the Finance Director is authorized to set appropriate accounts as is necessary for the disbursement of funds as it pertains to the Urban Development Action Grant and the "100 Block" development.

By COMMITTEE OF THE WHOLE:

That this resolution which was adopted on April 9, 1979, be amended as follows so that the proper dollar figures are authorized for the grant application and that paragraph No. 5 to read as follows:

"Whereas, the estimated total project is 70 million dollars including private, State and city investment with U.D.A.G. funds of approximately 10.3 million dollars;"

Carried.

The resolution as amended was adopted by the following vote:

Unanimously.

REMARKS FROM THE MAYOR'S EXECUTIVE ASSISTANT:

No remarks.

REMARKS BY THE CITY COUNCIL:

No remarks.

Mildred Anderson, 2519 W. Kalamazoo, spoke relative garbage and rubbish pickup.

Councilman Blair returned to the session.

By COUNCILMAN BELEN—

That this meeting stand adjourned.

Carried.

Council adjourned at 8:35 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

February 4, 1980

F/B

CITY CLERK'S OFFICE

Room 921, City Hall

Lansing, Michigan 48933

Address Correction Requested

BULK RATE

U. S. POSTAGE

PAID

Permit No. 1461

Lansing, Michigan

93

**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
OF THE CITY OF LANSING**

Proceedings, February 11, 1980

CITY COUNCIL ROOMS

Lansing, Michigan

February 11, 1980

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Vice President McKane.

Present: Councilmen Belen, Blair, Gunther, Lindemann, McKane, Worthington—6.

Absent: Councilmen Adado, Brenke—2.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Gunther.

Pledge of Allegiance was led by Councilman Blair.

**THE PUBLIC MAY NOW ADDRESS
THE CITY COUNCIL ON NON-AGENDA
ITEMS; YOU MAY SPEAK ONLY FOR
3 MINUTES ON ANY ONE ITEM.**

Harmon Everett, 916 W. Ottawa, re: purchasing picture.

Referred to Committee on Public Properties and Safety.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

MECHANICAL DEVICE —

Sholty's Tavern, Lansing Adult Book Store.

BUILDING CONTRACTOR —

U.S. Wrecking Co.

CABARET —

Ramons.

Referred to Committee on General Services.

Robert E. Hubbell submits Final Plat of Provincial House No. 3.

Referred to Mayor and Planning Board.

Petition filed for rezoning:

Z-6-80 —

Commencing on the South section line 222.75 feet East of the Southwest corner of Section 3, T3N, R2W, City of Lansing, Ingham County, Michigan, thence North 291.4 feet; thence East 156.75 feet; thence South 291.4 feet, thence West 156.75 feet to beginning, City of Lansing, Ingham County, Michigan, from "A" One Family Residence District to "F" Commercial District—(727 E. Miller Rd.).

Referred to Mayor and Planning Board.

Request from Members of Capitol Lodge No. 8 for special 24-hour liquor permit for March 1, 1980—National Guard Armory.

Referred to Committee on General Services, Mayor.

Letter from Altman Management Company in regard to need of replacement of the foot bridge connecting Hunters Ridge with Bayview St. and request financial assistance from the City.

Referred to Mayor and City Attorney.

Letter from J. J. Jackson in regard to planning of a Special Stevie Wonder Day in the City of Lansing.

Referred to Mayor and Committee on General Services.

Letter from the State Court Administrative Office submitting the recommendations concerning additional Judgeships approved by the Michigan Supreme Court on January 29, 1980.

Referred to Committee of the Whole.

Letter from Charter Township of Delhi in regard to response to the public hearing on the facilities plan.

Referred to Mayor, City Attorney.

MAYOR'S EXECUTIVE ASSISTANT COMMENTS ON ANY ITEM ON THE AGENDA:

No comment.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING ITEMS LISTED ON THE AGENDA: COMMUNICATIONS AND PETITIONS, COMMITTEE REPORTS, REPORTS OF CITY OFFICERS AND BOARDS, AND RESOLUTIONS. YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

J. J. Jackson spoke re: Stevie Wonder Day.

By COUNCILMAN McKANE—

That due to the absence of two members of the General Services Committee the following two Committee Reports be under Councilman McKane's name.

Carried.

REPORT OF COMMITTEE

By COUNCILMAN McKANE—

The Committee approves the following applications and bonds for licenses:

MECHANICAL DEVICE—(2)

Sholty's Tavern, Lansing Adult Book Store.

BUILDING WRECKER —

U.S. Wrecking Co.

CABARET —

Ramons.

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

By COUNCILMAN McKANE—

To whom was referred the Ordinance of the City of Lansing, Michigan, providing that the Code be amended by revising Section 28-19 to provide for a greater extension of time for payment of special assessments (Same—Correcting and confirming roll, warrant for collection; installment payment; funds for payment of bonds), reports as follows:

That said ordinance be passed.

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred the rezoning petition Z-6-77-1035 Lathrop St., and 1511 Walsh Street from "F" Commercial District to "B" One Family Residential District, reports as follows:

That said rezoning be approved.

Signed:

SIDNEY P. WORTHINGTON,
LUCILE BELEN,
Committee on Physical
Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

February 5, 1980

Honorable Mayor and Members
of the Lansing City Council

Re: Claim of John D. Mills, 5620 Kay-
north Road

Dear Mayor and Council:

Claimant alleges that on December 25, 1979, while approaching the intersection of Miller and Kaynorth Roads, his vehicle hit several chuckholes in the 6000 block of Kaynorth and that the front end was knocked out of line. The claimant estimated the cost of repairs for front end alignment was approximately \$20 to \$25.

Upon inquiry, the Public Service Department of the City of Lansing informed this office that it had no record of the chuckholes in the 6000 block of Kaynorth either prior to or since the alleged incident.

MCLA 691.1402; MSA 3.996(102) provides:

"Each governmental agency having jurisdiction over any highway shall maintain the highway in reasonable repair so that it is reasonably safe and convenient for public travel. Any person sustaining bodily injury or damage to his property by reason of failure of any governmental agency to keep any highway under its jurisdiction in reasonable repair, and in condition reasonably safe and fit for travel, may recover the damages suffered by him from such governmental agency."

Additionally, a municipality is not liable for any damages caused by defective roadway unless that municipality knew or should have known of the defect in the roadway and had a reasonable time to repair it before the injury took place. MCLA 691.1403; MSA 3.996(103).

Based upon the aforementioned statute, this office concludes that the City had no notice of chuckholes at this location prior to December 25, 1979 and therefore no liability was incurred due to governmental immunity. It is therefore the recommendation of this office that this claim be denied.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN GUNTHER—

That we concur in the recommendation of the City Attorney and said claim be denied.

Carried.

February 7, 1980

Honorable Mayor and Members
of the Lansing City Council

Re: Gould Investors Trust v City of Lan-
sing; MMT Docket Nos. 39740, 39741
& 28643

Dear Mayor and Council:

On June 28, 1977 Gould Investors Trust filed an appeal with the Michigan Tax Tribunal alleging that a certain parcel of real property located at 808 Southland Avenue in the City of Lansing had been assigned an assessed value for the purpose of property tax in excess of 50% of its true cash value and, therefore, was illegally assessed. On September 14, 1979 Gould Investors Trust amended its appeal to include the assessments for the tax years 1978 and 1979. The City of Lansing filed its Answer in this matter alleging that the assessed value assigned the subject property by the City Assessor was not in excess of 50% of the property's true cash value and, therefore, was legally assessed and also that the Petitioner failed to properly follow appellate procedure in its claim for the 1977 tax year. On November 9, 1979 the Michigan Tax Tribunal granted the City of Lansing's Motion to Dismiss the Petitioner's appeal concerning the subject property for the tax year of 1977.

On July 12, 1979 Gould Investors Trust filed an additional appeal with the Michigan Tax Tribunal alleging that another parcel of real property owned by them and located at 900 Southland Avenue had also been assigned an assessed value for the purpose of property tax in excess of 50% of the true cash value and, therefore, was illegally assessed. The City of Lansing filed its Answer in this matter alleging that the assessed value assigned the subject property by the City Assessor was not in excess of 50% of the true cash value and, therefore, was legally assessed.

Recently, in an attempt to settle the above referenced cases, representatives of Gould Investors Trust and representatives of the City Assessor's Office met and, based on lengthy negotiations and on information that had not been previously available to

the Assessor's Office, they have agreed on a tentative settlement of the matter. Pursuant to that agreement Gould Investors Trust and the City Assessor's Office are willing to agree that the assessed value of the subject property located at 808 Southland Avenue for the 1978 and 1979 tax years should be \$174,095 and \$187,500, respectively. Concerning the property located at 900 Southland Avenue, Gould Investors Trust and the City Assessor's Office are willing to agree that the assessed value for the 1979 tax year should be \$185,000. Although these amounts are somewhat less than what the properties were initially assessed at by the City of Lansing (the property located at 808 Southland Avenue was assessed at \$193,700 for the tax year 1978 and \$208,400 for the tax year 1979; and the property located at 900 Southland Avenue was assessed at \$201,700 for the tax year 1979), they are still substantially in excess of the amounts originally claimed by the Petitioner, and in the opinion of the City Assessor's Office, the amount is justifiable in light of the information which is now available to them.

Based on the recommendation of the City Assessor's Office, as well as the uncertainty of outcome which always exists if the matter should proceed to litigation, it is the recommendation of this office that the settlement of the above referenced tax appeals is justified and should be authorized by City Council as described herein.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BELEN—

That we concur in the recommendation of the City Attorney and said settlement be made.

Carried.

February 7, 1980

Honorable Mayor and Members
of the Lansing City Council

Re: Woodgate Associates v City of Lansing;
MTT Docket No. 38938

Dear Mayor and Council:

On June 2, 1979 Woodgate Associates filed the above referenced appeal with the Michigan Tax Tribunal alleging that a certain parcel of real property owned by them and located on Edgewood Boulevard in the City of Lansing has been assigned assessed value for the purpose of property tax in excess of 50% of its true cash value and therefore was illegally assessed. The City of Lansing filed its Answer in this matter alleging that the assessed value assigned the subject property by the City Assessor was not in excess of 50% of the property's true cash value and, therefore, was legally assessed.

Recently, in an attempt to settle the above referenced case, representatives of

Woodgate Associates met with representatives of the City Assessor's Office and presented information which had not been previously available to the Assessor's Office. After extensive negotiations they have agreed on a tentative settlement of the matter. Pursuant to that agreement Woodgate Associates and the City of Lansing are willing to agree that the assessed value of the subject property for the 1979 tax year should be \$1,282,500. Although this amount is somewhat less than the \$1,349,500 at which the property was initially assessed by the City of Lansing, in the opinion of the City Assessor's Office, the amount is justifiable in light of the information now available to them.

Therefore, based on the recommendation of the City Assessor's Office, as well as the uncertainty of outcome if the matter should proceed to a hearing, it is the recommendation of this office that settlement of the above referenced tax appeal should be authorized by City Council as described herein.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BELEN—

That we concur in the recommendation of the City Attorney and said settlement be made.

Carried.

February 7, 1980

Honorable Mayor and Members
of the City Council

City Hall

Lansing, Michigan 48933

Gentlemen:

I am attaching a letter of intent signed by John Hopkins an employee of the City of Lansing Building Safety and Development—Rehab Division to do business with the City of Lansing in accordance with Chapter 5-5506.1 of the Lansing City Charter.

Very truly yours,

THEO FULTON,
City Clerk.

Received and placed on file.

DATE: February 7, 1980

TO: Theo Fulton, City Clerk

FROM: John Hopkins, Dept. of Building
Safety & Dev. (Rehab. Div.)

SUBJECT: 312 Loan Application.

I, John Hopkins, an Employee of the City of Lansing Building Safety & Development Department—Rehab Division, am negotiating with the City of Lansing, which directly or indirectly may result with a Contract in which the City will supervise.

I am writing this affidavit as required by the City Charter, 1978—Chapter 5—5605.1.

JOHN D. HOPKINS.

February 5, 1980

President of City Council and Members
10th Floor, City Hall
Lansing, Michigan 48933

Dear Council President and Members:

Attached is a communication in which D. J. Bodwin, Director of Personnel and Employee Relations, advises of his intent to retire from service of the City, effective April 1, 1980.

Mr. Bodwin has nearly twenty-six years of active service with the City of Lansing, and throughout this time has been the Director of Personnel. Throughout the most of this time, he has also served as the Director of Employee Relations, handling the very complicated labor negotiations. His knowledge has been invaluable.

Mr. Bodwin's knowledge will be greatly missed in the future. Ahead of us, in the year 1980, are contracts with 7 city bargaining units. Because of these complications, be advised, therefore, that I will soon be posting a notice for a new Director of Personnel and Employee Relations.

Because of the tremendous pressures undergone by Mr. Bodwin in his past responsibilities, his keen ability in labor negotiations, the long hours required by the job and because of the many years of service he has granted to the City of Lansing, we owe him a great deal of gratitude.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file.

DATE: 2/6/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Building Safety & Development Director.

Re: Trash Removal Assessment.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

By COUNCILMAN LINDEMANN—

That we concur in the recommendation of the Mayor and this be placed on the July 1980 tax roll.

Carried.

DATE: 2/6/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Police Chief.

Re: Complaint made by Dr. F. O. Grounds.

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Received and placed on file with copy to Committee on Public Property and Safety.

February 5, 1980

President of City Council and Members

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

Presently, in the City of Lansing there are approximately 2,300 street intersections, containing more than 3,300 street signs. To install a street sign, with post, the City has borne a cost of \$70 per. This cost was for material, labor, fringe benefits, etc. To replace just a sign, the City spends \$50. In short, the cost is substantial.

In recent years, there is a trend on the part of some people to have little or no respect for the property of others. Some people would rather steal from others, instead of earning it on their own; some people go about the business of mutilating property of others, whether it be literally wrecking a rented apartment, or spray painting new brick, automobiles, windows, etc.; or, doing outright damage to government property. Our City has witnessed destruction at parks and at other facilities. As of late, the trend is to damage city street signs—some of the street signs have been broken off and discarded, while others have been broken off and stolen. In the past year approximately 750 street signs have been torn off street sign posts. Many of these are still missing the latest sign to be torn off is a sign from the intersection of New York Avenue and North Street. However, one can travel to all parts of the city, but especially Churchill Downs area, and see where signs have been torn off. The damage alone exceeds \$45,000.

In the past, the law abiding citizens of this community have questioned when street signs might be replaced. Be advised that the City is going to a stronger type of street sign, BUT PLEASE KEEP IN MIND THAT ONLY 8-10 SIGNS CAN BE INSTALLED PER DAY, AND ONLY ON THOSE DAYS WHEN OTHER PRIORITIES DO NOT REQUIRE THE EFFORTS OF THE TRAFFIC DIVISION OF THE PUBLIC SERVICE DEPARTMENT.

Many other cities are not much different from our own. It makes me, and I am sure many others, ask the question, "WHY?" It makes me, and I am sure many others, ask the question, "WHERE ARE THE PARENTS DURING THESE PERIODS OF DESTRUCTION, AND WHEN A YOUNGSTER BRINGS A SIGN HOME FOR A SOUVENIR, AND A VERY COSTLY ONE AT THAT?"

The aforementioned is forwarded to you for your information.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file.

February 6, 1980

President of City Council and Members

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

Be advised that just recently officers from the Tri-County Metro Narcotics Squad and the Lansing Police Department executed a search warrant at 822 Armstrong Street in the City. As a result, one person was arrested and charged with possession of cocaine with intent to deliver. Seized was approximately one pound of cocaine (the cocaine has a street value of almost \$35,000), \$30,000 in cash, a sawed off shotgun and assorted other items.

It is interesting to note that the individual arrested had in addition to the cash a supply of food stamps.

The aforementioned concluded a week-long investigation by officers of the Metro Narcotics Squad.

Be advised that my support of the Metro Narcotics Squad still remains and I deem it unfortunate that some of the other governmental units in our area do not provide support.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file.

February 4, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

In the past, the City Council has on occasion questioned the control procedures for hiring outside professional services. In particular, there has been concern expressed about the City of Lansing becoming financially obligated to professional service agreements without reasonable control measures. Additionally, there have been occasions in the past where department heads entered into such agreements and signed contracts on behalf of the City. I have begun implementation of procedures to be certain that more stringent controls are instituted in the future.

On outside legal counsel, the City Charter specifies in Section 4-304.6 that City Council shall approve all such contracts. The Charter is not specific in other instances.

To assure that proper guidance can be established and instituted on all such matters, I have attached a proposed resolution pertaining to outside professional services for your consideration. Your adoption of this resolution will enable sufficient administrative procedures to be made to appropriately handle such matters in the future.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on General Services.

February 7, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

I wish to propose to you the first in a series of corrective measures for eventual clean-up of the Aurelius Road landfill. Certainly, it is not a task we look forward to, for it will be a significant drain on our financial resources. However, the clean-up must be done and, based on the results of the preliminary engineering study, the sooner, the better.

I am therefore proposing a transfer of funds for \$98,500.00 from the Reserve for Contingency account to two separate projects. The first is for \$58,200 for a final engineering study and design specifications for clean-up to be done by Snell Environ-

mental Group. This will provide water sampling, coring, grade specifications and design for installation of water pumps to purge the existing water from the landfill, to avoid any possibility of contamination of the existing ground water. This design work should be completed in mid-summer.

Simultaneously, I am recommending that \$40,300.00 be appropriated for the City's share of a water main installation on Aurelius Road. Because this main would be oversized to accommodate additional service area, the total projected cost of the installation is \$92,600.00, and the balance of the cost will be picked up by the Board of Water and Light. This main would run from Enterprise Drive to the I-96 expressway, and would allow those homes and businesses to tap in to the City water system, rather than relying on private wells which may be subject to leachate infiltration from the landfill. In some cases, water has been carried in from alternate sources rather than used from the private wells.

The Michigan Department of Natural Resources has ordered immediate clean-up of the landfill, and the measures I am recommending to you must be done as part of that clean-up. The City of Lansing has, however, asked for phased implementation of the clean-up over a three-year period. Your prompt action on these measures will be indicative of the City's good faith to proceed on corrective actions, which may encourage the DNR to approve the phased implementation. For these reasons, I would recommend your favorable action on the proposed transfers of funds at the City Council session of Monday, February 11, 1980.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Ways and Means.

February 7, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

Last week, City Council received a communication from Joseph E. Drolett, Delta Township Supervisor, regarding a request to eliminate a portion of the sanitary sewer service area from the City of Lansing's responsibility to be served by Delta Township. I would recommend your favorable action on this matter.

This is the same request which has been before this Council for over 1½ years, during which time the former chairman of the Physical Development Committee sat on this request. Council denial of the request in late December 1979 was subject to a Mayor's veto, which was not overridden.

The reasons set forth for my veto of your denial remain the reasons for which I would recommend that your approval be given to this request. Those are, 1) that this area can be more directly served by the Delta Township wastewater treatment plant; 2) the City would have considerable expense in constructing sewer extensions to this area; 3) the City is now under a moratorium from the Michigan Department of Natural Resources prohibiting any new sewer extensions; and 4) annexation of this area is unlikely and is not a justification to deny this request.

Because of the considerable delays caused by the former Councilman on this request, I would encourage your expeditious action to approve this matter.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

February 7, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

The State Highway Act (Public Act 51 of 1951) requires that the local governing body of each city or governmental jurisdiction designate an administrator for all of the city's responsibilities pertaining to the act. This administrator has always been the Director of Public Service. The City Attorney has advised that the act requires City Council action and that such designation may not be made administratively. I would therefore recommend that City Council designate Howard G. McCaffery as the administrator for the Act 51 program for the City of Lansing, and adopt the proposed attached resolution for transmittal to the Michigan Department of Transportation.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

DATE: 2/7/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Parks Director.

Re: Washington Park Ice Rink Attendance and Neighborhood Rinks

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

DATE: 2/7/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Deputy Director for Redevelopment.

Re: Sale of Vacant Lot—NDA No. 2 (901 Dakin Street).

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 2/7/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Chairman CDC No. 2.

Re: Amendment to CDC No. 2—acquisition and demolition of 1247 Bensch St., 1327 Holmes St. and 1231 Lathrop.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

DATE: 2/7/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Administrative Services Director.

Re: Correction of an erroneous Resolution—Civic Center property.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 2/7/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Public Service Director.

Re: Petition for Storm Sewers in Sidney Street.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

February 4, 1980

Mr. Einar Bohlin

State Court Administrative Office

North Washington Square

P.O. Box 30048

Lansing, Michigan 48909

Dear Mr. Bohlin:

Thank you for your letter of January 31, 1980 and your copy of the Recommendations Concerning Additional Judgeships approved by the Michigan Supreme Court.

While your letter does not indicate whether a response is expected, I would suggest that the report should have considered input from the municipal government as well as the District Court judges. In particular, I wish to point out that the City of Lansing in July, 1978 added a magistrate and court officer to the 54-A District Court to assist with the heavy caseload. Additionally, the 54-A District Court has gained one-half floor of additional space in City Hall to alleviate overcrowded conditions. Thirdly, the District Court has submitted to the City Finance Department a budget request for \$1.25 million for the fiscal year 1981, up from less than \$1 million this year. This request does not consider the additional judge or support staff as recommended in the report you supplied.

The City of Lansing does not have space for a sixth judge for the 54-A District Court. It will not be possible to house an additional judge in any capacity adjacent to the existing 54-A Court space. Further, the financial impact would be far and away beyond what could be afforded by the City, as alluded to above. The City of Lansing additionally assumes responsibility for costs of the District Court space and of the support functions for the District Court. These indirect costs are not reflected in any way in the District Court budget. As a result, I would suggest that this report be more

thoroughly researched prior to any further approval of its recommendations.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

RESOLUTIONS

By COMMITTEE ON ECONOMIC DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

Therefore Be It Resolved, that Mrs. Rose Houk be appointed as a temporary director of the Economic Development Corporation representing the Grand Avenue Building, the Jury Rowe Building and the project known as Reid & Reid No. 2.

Adopted by the following vote:

Unanimously.

By COUNCILMAN McKANE—

Resolved by the City Council of the City of Lansing:

Whereas, February 20, 1980, marks the 18th anniversary of the Flight of Friendship 7, during which Marine Lt. Col. John H. Glenn, Jr., became the first American to orbit the earth in space; and

Whereas, this flight was an event of great historic importance and one of the truly awe-inspiring achievements of the 20th Century; and

Whereas, to John Glenn, his peers in the Mercury Program, the engineers, technicians, and administrators of NASA, to our country's government and to the millions of Americans who vicariously experienced the orbital flight via television, February 20, 1962, remains as a day of high adventure and glorious success;

Now, Therefore, Be It Resolved the Lansing City Council hereby commemorates the 18th anniversary of John Glenn's flight in Friendship 7; and

Be It Further Resolved the City Council hereby recognized Richard L. Christmas, 1735 Boston Blvd., Lansing, for his devotion to the achievements of the United States Space Program.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON GENERAL SERVICES—

Resolved by the City Council of the City of Lansing:

The Lansing Municipal Credit Union's request for a 24-hour liquor permit for Saturday, March 22nd at the National Guard Headquarters Armory is hereby approved provided the special 24-hour liquor permit is obtained from the Liquor Control Commission.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON GENERAL SERVICES—

Resolved by the City Council of the City of Lansing:

Whereas, the Committee on General Services has reviewed the Policies and Procedures of the Lansing Planning Board;

Now, Therefore, Be It Resolved the City Council of the City of Lansing does hereby approve and adopt for the Lansing Planning Board the Rules of Procedure as presented.

Adopted by the following vote:

Unanimously.

By COUNCILMEN BLAIR and McKANE—

Resolved by the City Council of the City of Lansing:

Whereas, the former Council Committee on Parks and Recreation had been studying the quantity of base course materials utilized in paving the parking lot at the end of East Washtenaw Street; and

Whereas, the construction contractor has proposed a price reduction of \$1,421.10 to reflect the lesser quantity of base course asphalt utilized to meet grading tolerance and control points for proper course drainage, along with a further price reduction of \$480.00 to reimburse the City of Lansing for testing costs incurred to establish quantities used, plus an extension of the warranty period from one year to two years from the acceptance date, supported by a performance bond;

Now, Therefore, Be It Resolved by the Lansing City Council that the above prices reductions and warranty extension is acceptable and that the City administration is urged to execute a final change order with the construction contractor to enact these provisions and close-out the construction contract.

Adopted by the following vote:

Unanimously.

By COMMITTEES ON PUBLIC PROPERTIES & SAFETY and GENERAL SERVICES—

Resolved by the City Council of the City of Lansing:

Whereas, the City Council approved the demolition of a building on the property known at 2325 S. Rundle in August of 1978; and

Whereas, the property, which is also the site of Mrs. Mary Guylas' home is zoned "H" light industrial to accommodate its previous use; and

Whereas, Mrs. Guylas lives on a very limited income and is unable to pay the special assessment for the demolition on the cash basis required when commercial, professional or industrial property is involved;

Now, Therefore, Be It Resolved by the Lansing City Council the requirement for a cash payment be waived in the case of Mrs. Mary Guylas living at 2325 S. Rundle, and the extension of her special assessment payments be handled pursuant to the relative City ordinance for residential property.

Adopted by the following vote:

Unanimously.

By COUNCILMAN McKANE—

Resolved by the City Council of the City of Lansing:

Whereas, effective cooperation between local businesses and neighborhood organizations is a critical element of urban revitalization, and

Whereas, House Bill 4371, known as the Neighborhood Assistance and Participation Act, provides incentives for neighborhoods and businesses to work together for mutual benefit, and,

Whereas, local businesses will be reimbursed for their participation in neighborhood assistance projects from the partnership fund created within the Department of Labor, and,

Whereas, this joint commitment from neighborhood organizations and businesses will result in improvement in the quality of life in many neighborhoods, both urban and rural,

Now, Therefore Be It Resolved, the City Council of the City of Lansing, hereby expresses its full support of House Bill 4371, the Neighborhood Assistance and Participation Act, as it creatively addresses a critical need in neighborhoods all over the state.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the City Assessor is hereby authorized to spread on the Special Assessment Roll 45T the cost of removing dead tree limbs and one tree from private property, as reported on January 24, 1980, by the Director of Parks and Recreation and as per the attached list.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, a confusing situation exists for southbound traffic on Capitol Avenue at Saginaw Street; and

Whereas, the Traffic and Parking Division, the Traffic Board, and the Mayor's Office concur in recommendations to eliminate the confusion;

Now, Therefore, Be It Resolved the Lansing City Council hereby adopts the Traffic Board's recommendations by authorizing the prohibition of parking on the east side of Capitol Avenue from Saginaw Street to 71 feet north of Saginaw Street, and by authorizing the erection of two Four-Hour parking meters north of this point.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, in August 1979, the Lansing City Council gave temporary approval to change stop signs from "on Hyland Street at Cleo Street" to "on Cleo Street at Hyland Street"; and

Whereas, a subsequent survey of area residents showed preference for the new sign arrangement; and

Whereas, the Traffic Board has recommended that the sign change become permanent;

Now, Therefore, Be It Resolved the Lansing City Council hereby adopts the Traffic Board's recommendation that the stop signs on Cleo Street at Hyland Street become permanent.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Traffic Board has made certain recommendations regarding parking on the north side of Ottawa Street between Capitol Avenue and Pine Street; and

Whereas, the Committee on Public Properties and Safety has reviewed these recommendations and has proposed some minor changes for Council consideration;

Now, Therefore, Be It Resolved the Lansing City Council hereby adopts the following parking regulations for the north side of Ottawa Street:

TWO HOUR METERED PARKING,
9 a.m.-4 p.m.
Plus NO PARKING 7-9 a.m., 4-6 p.m.
(Mon.-Fri.)

From 190 ft. east of Seymour to 110 ft. east of Seymour

From 50 ft. west of Seymour to 90 ft. west of Seymour

From 128 ft. west of Seymour to 188 ft. west of Seymour

TWO-HOUR METERED PARKING,
9 a.m.-4 p.m.
Plus NO STANDING, STOPPING, OR
PARKING 7-9 a.m., 4-6 p.m. (Mon.-Fri.)

From 50 ft. west of Chestnut to 130 ft. west of Chestnut

From 235 ft. east of Pine to 65 ft. east of Pine

NO PARKING AT ANY TIME

From Capitol Avenue to 190 ft. east of Seymour

From 110 ft. east of Seymour to 50 ft. west of Seymour

From 90 ft. west of Seymour to 128 ft. west of Seymour

From 188 ft. west of Seymour to Walnut Street

From Chestnut Street to 50 ft. west of Chestnut

From 130 ft. west of Chestnut to 235 ft. east of Pine

From 65 ft. east of Pine to Pine Street

NO PARKING 7 A.M.-7 P.M. EXCEPT SATURDAY AND SUNDAY

From Walnut St. to Chestnut St.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Traffic Board has recommended certain parking restrictions on Post Oak Lane in the area of Post Oak Elementary School to alleviate traffic problems;

Now, Therefore, Be It Resolved the Lansing City Council concurs in the Traffic Board's recommendations, and hereby approves the following parking restrictions on Post Oak Lane:

1. On the west side of Post Oak Lane, NO PARKING AT ANY TIME from Darien Street to Sommercroft Street.
2. On the east side of Post Oak Lane, NO PARKING 7 A.M.-4 P.M. ON SCHOOL DAYS from Darien Street to Sommercroft Street.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, traffic signal installation at the South Cedar/East Edgewood intersection necessitated certain restrictions on traffic movement to eliminate hazardous situations; and

Whereas, the Traffic Board has recommended these restrictions to the City Council for approval;

Now, Therefore, Be It Resolved the Lansing City Council concurs in the Traffic Board's recommendations, and approves the prohibition of left turns from southbound Cedar Street to the eastbound I-96 on-ramp at Edgewood Boulevard, and left turns from the westbound I-96 off-ramp at Edgewood Boulevard to southbound Cedar Street.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, Lansing's No. 7 Fire House was constructed in 1925 to serve the fire protection needs of the residential neighborhood on the near west side; and

Whereas, the No. 7 Fire House has many unique features that lend a residential character to the structure, making it blend into the neighborhood's architectural scheme; and

Whereas, the surrounding neighborhood desires that the No. 7 Fire House be designated as an historical resource because of the part it has played in the very life of the neighborhood;

Now, Therefore, Be It Resolved the Lansing City Council hereby approves for submission to the Michigan History Division an application to place the No. 7 Fire House on the State Register of Historic Sites; and

Be It Further Resolved the Mayor is requested to sign the statement of consent required for submission of the application, and return the application to the Council Office as soon as possible due to the upcoming deadline for submission.

Adopted by the following vote:

Unanimously.

By COMMITTEES ON PHYSICAL DEVELOPMENT and WAYS AND MEANS—

Resolved by the City Council of the City of Lansing:

Whereas, a public hearing has been conducted to receive citizen recommendations and to review needs for the 6th Program Year Community Development Block Grant Application on September 5th, 1979; and

Whereas, the City of Lansing Planning Board on December 18th, 1979 held a hearing on CDBG projects and budgets and submitted its recommendations to the Mayor to meet the stated needs; and

Whereas, the Mayor on January 10, 1980, recommended selected program priorities and proposed budgetary allocations for the 6th program year; and

Whereas, the proposed programs and budgets for the 6th program year have been on file in the City Clerk's office since January 10, 1980; and

Whereas, a public hearing was held by the Lansing City Council on January 14, 1980, to receive citizen comments and recommendations and to review the 5th Year Community Development Block Grant Application projects, programs and budgets;

Now, Therefore Be It Resolved that the City Council adopt the programs, projects, budgets and Housing Assistance Plan contained in the 6th Program Year Application; and hereby directs the Mayor to sign the appropriate documents after satisfactory review for submission to the proper A-95 review agencies and to the Detroit Area Office of the United States Department of Housing and Urban Development.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 18th day of November, 1958, in the following particulars, viz:

That property described as:

Z-7-79 — Vacant land in 3100 block West Miller Rd (south side),

be re-zoned from "A" One Family Residence District to "G-2" Wholesale District and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 3rd day of March, 1980, at 7:00 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 18th day of November, 1958, in the following particulars, viz:

That property described as:

Z-60-79 — 4600 N. Grand River Ave.,

be re-zoned from "A" One Family Residence District to "H" Light Industrial and "J" Parking Districts and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 3rd day of March, 1980, at 7:00 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend the Classification provided for in the Zon-

ing Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as Z-61-79 — 2610 Reo Rd.,

be re-zoned from "A" One Family Residence District to "C" Two Family Residence District and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 3rd day of March, 1980, at 7:00 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-1-80 — N.E. corner of East Jolly Rd. and Belle Chase Blvd.,

be re-zoned from "CUP" Community Unit Plan District to "DM-1" Multiple Family Dwelling District and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 3rd day of March, 1980, at 7:00 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-3-80 — 5215 N. Grand River Ave.,

be re-zoned from "F" Commercial District to "G-2" Wholesale District and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 3rd day of March, 1980, at 7:00 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the 14th day of February, 1977, this council was petitioned to change the following described property from "F" Commercial District to "B" One Family Residential District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 31st day of May, 1977, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-6-77 — 1035 Lathrop, 1511 Walsh; 3301-22-226-231; 3301-22-226-221.

More particularly described as:

Lots 78, and 79, Parkview Land Company Addition, City of Lansing, Ingham County, Michigan,

from "F" Commercial District to "B" One Family Residential District.

Whereas, pursuant to Act 207, Public Acts of 1921 as amended, the Planning Board advised the City Council to approve the request; and

Whereas the Physical Development Committee of City Council has reviewed the report of the Planning Board and concurs therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the request to rezone the above described property from "F" Commercial District to "B" One Family Residential District be approved.

Adopted by the following vote:

Unanimously.

By WAYS AND MEANS COMMITTEE—

Resolved by the City Council of the City of Lansing:

That the following transfers be made:

- \$ 200.00 from Gen. Fund—Estimated Revenues
A/C 101-000-000-160
- \$ 200.00 to Gen. Fund—Fire Admin.—Citizens' Contribution
A/C 101-337-000-956
- \$12,000.00 from Salaries
A/C 101-441-000-702
- \$12,000.00 to Wages—Leters of Intent
A/C 101-441-013-706
- \$ 780.00 from Walsh Development
A/C 101-936-071-974
- 90.00 from Gier Fencing
A/C 101-936-071-974
- \$ 870.00 to Tennis Courts—4 Sites
A/C 101-936-702-971
- \$98,500.00 from Fund Balance—General Fund
A/C 101-000-000-390
- \$58,200.00 to Aurelius Landfill Engineer Study
A/C 101-936-770-801
- 40,300.00 to Aurelius Road—Watermain
A/C 101-936-770-972
- \$13,000.00 from Contract Services—Roto Mill
A/C 202-452-610-974
- 13,000.00 from Curb & Gutter Repair
A/C 202-469-000-938
- \$13,000.00 to Resurface Major Streets
A/C 202-452-611-974
- 13,000.00 to Recondition after Curb and Gutter
A/C 202-469-616-782
- \$ 2,000.00 from Blacktop Construction
A/C 203-458-614-974
- 10,000.00 from Curb & Gutter Repair
A/C 203-469-000-938
- \$ 2,000.00 to Recondition after Curb and Gutter
A/C 203-457-616-974
- 10,000.00 to Curb and Gutter Construction
A/C 203-464-616-782
- \$14,000.00 from Equipment Maintenance
A/C 590-536-000-933
- \$14,000.00 to Misc. & Operating
A/C 590-536-000-741
- \$ 900.00 from Frances Park Trust Equity
A/C 712-000-000-391.05
- \$ 900.00 to Frances Park—Operating Supplies
A/C 712-605-000-740

\$ 510.00 from District Ct.—Salaries
A/C 760-136-000-702

\$ 510.00 to District Ct.—Insurance and Bonds
A/C 760-136-000-910

I hereby certify that this is a properly drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Approved:

JACK D. GUNTHER,
TERRY J. MCKANE.

By COUNCILMAN BLAIR—

That the transfer of funds be amended as follows:

That in the 4th transfer of funds:

\$98,500.00 from Fund Balance—General Fund
A/C 101-000-000-390

to read:

\$98,500.00 from Reserve for Contingency
A/C 101-941-000-963.

Adopted by the following vote:

Unanimously.

The transfer of funds as amended was adopted by the following vote:

Unanimously.

INTRODUCTION OF ORDINANCE(S)

The following ordinance(s) of the City of Lansing, Michigan providing that the Code of Ordinances be amended by:

Revising Section 4-6 to comply with the State Law (Sale to, or purchase by minors; sale to intoxicated persons; false representations by minors, frequenting of establishments by minors).

was introduced by Councilman McKane, read a first and second time by its title(s) and referred to the Committee on General Services.

By COMMITTEE ON GENERAL SERVICES—

Resolved by the City Council of the City of Lansing:

That a public hearing be held on February 18th at 7:00 p.m. regarding an ordinance to amend Chapter 4, Section 4-6 of the Code of Ordinances to comply with State Law.

Adopted by the following vote:

Unanimously.

ORDINANCES

By COUNCILMAN McKANE—

The Committee reported that it had considered an ordinance providing, that the Code of Ordinances, City of Lansing, Michigan, be amended by revising Section 28-19 to provide for a greater extension of time for payment of special assessments (Same—Correcting and confirming roll, warrant for collection; installment payment; funds for payment of bonds).

Adding a new section to be numbered Section 36-99.25.4 to provide for an amendment to the amended Physical Development Plan for NDA No. 2 within the City of Lansing (Acquisition of properties at 1247 S. Bensch St., 1237 S. Holmes St. and 1231 S. Lathrop St.).

and recommended that the ordinances be passed.

Carried.

ORDINANCE NO. 560

By COUNCILMAN McKANE—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by revising Section 28-19 to provide for a Greater Extension of time for payment of Special Assessments. (Same—Correcting and confirming roll, warrant for collection, installment payment; funds for payment of bonds), be placed on order of immediate passage.

By COUNCILMAN McKANE—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by revising Section 28-19 to provide for a Greater Extension of time for payment of Special Assessments. (Same—Correcting and confirming roll, warrant for collection, installment payment; funds for payment of bonds), be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 560

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT CHAPTER 28 OF THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, BE AMENDED BY REVISING SECTION 28-19 TO PROVIDE FOR A GREATER EXTENSION OF TIME FOR PAYMENT OF SPECIAL ASSESSMENTS.

The City of Lansing Ordains:

Section 1. That Chapter 28 of the Code of Ordinances of the City of Lansing, Mich-

igan be amended by revising Section 28-19 to read as follows:

Section 28-19. Same—Correcting and confirming roll, warrant for collection; installment payment; funds for payment of bonds.

Every assessment, so ratified and confirmed by the city council as aforesaid, shall be final and conclusive. Within five days after such assessment is ratified, the mayor shall affix to such assessment and tax roll his warrant for collection thereof. The mayor's warrant shall direct the city treasurer to collect the assessment on or before the due date, which date shall be ninety (90) days from the date of confirmation by the council. The mayor's warrant shall further direct the city treasurer to initiate special assessment collections on the basis of the estimated figure provided him by the city assessor and such assessment and tax roll, with the warrant of the mayor so annexed, shall be delivered to the treasurer within ten days after such warrant is annexed to such roll.

In the event the treasurer is unable to collect these assessments as directed, the treasurer shall be authorized to levy and collect the same by distress and sale of any personal property in the possession of the person chargeable with such tax.

It is also provided, that, if a majority of the resident taxpayers owning property in any paving or sewer district wherein any paving, curb and gutter, tree removal, sidewalk, building razing or sewer is ordered pursuant to the provisions of this article and liable for taxation for any such paving or sewer, shall prior to the order of the city council directing the mayor to attach his warrant to such tax roll for the collection of such taxes, petition the city council for an extension of time of payment of such taxes, it shall be within the power of the city council by resolution to extend the time of payment of any such special assessment so that the same may be levied, collected and paid in three (3), five (5), or ten (10) installments, as shall be determined by the city council in such resolution. It is provided further that, the city council may, by a two-thirds vote of the councilmen elect, grant the extension of time for the payment of taxes herein provided for without any petition therefor when such action shall be deemed necessary and may, by a two-thirds vote, upon request of any resident taxpayer owning property in any assessment district, grant the extension of time for payment of special assessments in the manner hereinafter stated with the following provisions:

(a) If the total amount of the special assessment is less than seventy-five dollars (\$75.00), the assessment shall be paid in full on or before the due date.

(b) If the total assessment is seventy-five dollars (\$75.00) or more, but less than one hundred fifty dollars (\$150.00), it may be divided into three (3) equal installment payments.

(c) If the total assessment is one hundred fifty dollars (\$150.00) or more, but

less than three hundred dollars (\$300.00), it may be divided into five (5) equal installment payments.

(d) If the total assessment is three hundred dollars (\$300.00) or more, but less than fifteen hundred dollars (\$1,500.00), it may be divided into ten (10) equal installments spread out over a ten year period.

(e) If the total assessment is fifteen hundred dollars (\$1,500.00) or more, but less than three thousand dollars (\$3,000.00), it may be divided into fifteen (15) equal installments spread out over a fifteen year period.

(f) If the total assessment is three thousand dollars or more, it may be divided into twenty (20) equal installments spread out over a twenty year period.

(g) A resident taxpayer, to follow the intent of the ordinance and the policy of the city, shall be any Lansing resident who, in regard to the specific property being assessed, is not using the property for a commercial, profession or industrial enterprise. Any land being subdivided or used for community unit or multiple dwelling (except "A" two-family district) shall not be eligible for the installment special assessment program.

Following confirmation of a special assessment roll, a billing of the estimated assessment (original estimated billing) shall be rendered either to the property owner or taxpayer as known. The words "estimated billing" shall be denoted on the original estimated billing and the total assessment shall be due within ninety (90) days from the date of confirmation. There shall be no interest or penalty charged on any payment or the entire assessment if paid within ninety (90) days from the date of confirmation.

If the estimated assessment is seventy-five dollars (\$75.00) or more, the taxpayer may select the installment option by paying the first installment within ninety (90) days of confirmation. Interest at seven per cent (7%) per annum will be collected on the unpaid balance from the original due date to the billing date of the second installment.

To cash payments made after ninety (90) days, seven per cent (7%) interest shall be added (adjusted for the number of months between the ninety-first (91st) day and the billing date of the second installment). There shall be no interest pro ration based on the number of months that have elapsed between the ninety-first (91st) day and any cash or future installment payment made prior to the installment billing date. The second and subsequent installments shall include a flat seven per cent (7%) interest rate on the unpaid principle balance. No interest adjustments shall be made once spread, unless said interest has been erroneously computed.

It shall be the sole responsibility of the assessor to make all interest computations and the assessor shall determine the final

amount to be paid on settlement of a special assessment liability.

If neither the total assessment nor the first installment is paid within ninety (90) days of confirmation, the taxpayer, eligible for installment payments, is automatically obligated to pay on the installment basis, and is delinquent as to the first installment. A penalty of four per cent (4%) of the installment due will be charged on all delinquent installments.

Subsequent installment payments shall be billed with a due date of July first, coinciding with the City of Lansing's due date for summer taxes; provided, that the first two installments shall not become due within a period of less than one hundred twenty (120) days of each other. Where the date of conformation of the special assessment roll occurs less than one hundred twenty (120) days preceding July first of any year, the second installment shall be due on the first of July one year hence, and succeeding installments annually thereafter on July first. Succeeding installments in either case shall bear interest at seven per cent (7%). If any installment, other than the first, becomes delinquent it will be processed in the same manner as a delinquent tax and will accrue the same penalties and interest as does a delinquent tax. Payments made to the city treasurer, on accounts which have been kept current, between annual installment billings shall be interest free as interest shall be collected with the next installment for the prior year's principal balance at seven per cent (7%). Annual installments will be payable on July first of each year regardless of pre-payments.

Prior to any change of ownership of those properties on the installment payment special assessment program, certification must be presented to the assessor proving all special assessment taxes have been paid, or in the alternative, a notarized agreement signed by the purchaser may be filed with the city assessor, which clearly indicates that the purchaser is assuming the remaining lien.

It shall be the responsibility of the city engineer to begin work or cause work to begin on a special assessment project on or before the first designated due date of a special assessment roll. If for some unavoidable circumstances, the city engineer cannot commence this work within the designated sixty (60) days, he must make a special report to the city council stating these circumstances in detail.

Once the installment option has been selected, the city assessor shall provide for the accounting function, which shall allow the special assessment to be paid in three (3), five (5), ten (10), fifteen (15) or twenty (20) approximate equal payments, subject to the installment provisions as stated above.

The city shall have a lien for the total amount of special assessment taxes, interest and penalties, which lien shall attach to the property liable for the same, from and after the date of the warrant for the

collection of the whole or any installments thereof and shall remain until all installments are fully paid.

If the city council shall have borrowed money and issued its bonds to pay for any paving or sewer, for which extension of time of payment of taxes therefor has been granted by the city council, such taxes annually paid by the property owner benefited, together with such sum raised and collected by the city for that purpose, shall be received and kept by the city treasurer in a special fund to be known as "_____ Street Paving Fund," or "_____ Sewer Fund," and the taxes so collected and placed to the credit of such fund shall be used for the purpose of paying the bonds issued for such paving or sewer, and for no other purpose, and shall be applied as the city council shall direct.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Section 3. This ordinance shall take effect thirty days from its passage unless given immediate effect by the city council.

By COUNCILMAN GUNTHER—

Resolved by the City Council of the City of Lansing:

This ordinance being necessary for the immediate preservation for the public peace, health or safety shall take effect upon its passage.

Carried.

ORDINANCE NO. 561

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by adding a new section to be numbered Section 36-99.25.4 to provide for an amendment to the amended Physical Development Plan for NDA No. 2 within the City of Lansing (acquisition of properties at 1247 Bensch St., 1237 S. Holmes St. and 1231 Lathrop St.), be placed on order of immediate passage.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan be amended by adding a new section to be numbered Section 36-99.25.4 to provide for an amendment to the amended Physical Development Plan NDA No. 2 within the City of Lansing (acquisition of properties at 1247 Bensch St., 1237 S. Holmes St. and 1231 Lathrop St.), be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 561

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT CHAPTER 36 OF THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, BE AMENDED BY ADDING A NEW SECTION TO BE NUMBERED SEC. 36-99.25.4 TO PROVIDE FOR AN AMENDMENT TO THE AMENDED PHYSICAL DEVELOPMENT PLAN FOR NEIGHBORHOOD DEVELOPMENT AREA NO. 2 WITHIN THE CITY OF LANSING.

The City of Lansing Ordains:

Section 1. That Chapter 36 of the Code of Ordinances of the City of Lansing, Michigan, be amended by adding a new section to be numbered Sec. 36-99.25.4 to read as follows:

Sec. 36-99.25.4. Amendment to Plan established.

The amended Physical Development Plan, as amended for Neighborhood Development Area No. 2, is further modified by incorporating the following into the ordinance pursuant to Sec. 36-99.30:

The inclusion of three structures in the acquisition program, under the section "Physical Condition." The structures are located at 1247 S. Bensch Street, 1237 S. Holmes Street and 1231 S. Lathrop Street.

The deletion of these structures from the Housing Rehabilitation List.

The modification of maps to reflect the changes detailed above.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Section 3. This ordinance shall take effect thirty (30) days from its passage unless given immediate effect by the City Council.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

This ordinance being necessary for the immediate preservation for the public peace, health or safety shall take effect upon its passage.

Carried.

By COUNCILMAN McKANE—

Resolved by the City Council of the City of Lansing:

That Councilmen Adado and Brenke be excused from the session.

Carried.

REMARKS FROM THE MAYOR'S EXECUTIVE ASSISTANT:

No comment.

REMARKS BY THE CITY COUNCIL:

By COUNCILMAN BELEN—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived for the purpose of presenting items that are not listed on the agenda.

Carried.

Request from the Lansing Symphony Orchestra for the waiver of the promoter's fee for concert to be held on Thursday, May 29, 1980 featuring Henry Mancini.

Referred to Committee on Public Property and Safety.

Request from WVIC for permission to cap two parking meters at 305 East Michi-

gan Avenue on February 16, 1980, to park a mobile unit.

Referred to Traffic Engineer.

Merle Lemon, 2501 W. Dunlap St., spoke regarding his dog that was picked up and also about ice rinks.

Wm. Smith, 1301 W. Hillsdale, spoke re: increase in trash bags.

By COUNCILMAN BLAIR—

That this meeting stand adjourned.

Carried.

Council adjourned at 8:00 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

February 11, 1980

F/B

CITY CLERK'S OFFICE

**Room 921, City Hall
Lansing, Michigan 48933**

Address Correction Requested

BULK RATE

U. S. POSTAGE

PAID

**Permit No. 1461
Lansing, Michigan**

111

**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
OF THE CITY OF LANSING**

Proceedings, February 18, 1980

CITY COUNCIL ROOMS

Lansing, Michigan

February 18, 1980

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by President Adado.

Present: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Belen.

Pledge of Allegiance was led by Councilman McKane.

By COUNCILMAN McKANE—

That the council proceedings of January 21, 1980 be approved and Carried.

**HEARING ON PROPOSED CHANGE IN
ZONING CLASSIFICATION**

February 18, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-58-79 — 1820 East Kalamazoo St.,

to be rezoned from "E-2" Drive-In Shop District to "H" Light Industrial District.

The President announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

Referred to Committee on Physical Development.

February 18, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code which was passed by the City Council on November 18, 1958, said proposed amendment being as follows:

That the property described as:

Z-54-79 — Capitol Commons Project Area — Property bounded by Kalamazoo St., Pine St., St. Joseph St., and Butler Blvd.,

to be rezoned from a "Community Unit Plan" District to a revised "Community Unit Plan" District.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classification provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

Furney Gratz, representing the Redevelopment Dept. of City, who instituted petition, spoke.

Councilman Blair left session.

Joel Ferguson, EJS Housing project, spoke and showed slides.

Camille Aboud, representing Don Benda, owner of N.W. corner Pine and St. Joe streets, spoke.

Councilman Blair returned to session.

Paula Clark, 607 S. Logan St., asked questions.

Mr. Graves, 533 S. Chestnut St., spoke.

Referred to Committee on Physical Development.

HEARING ON PROPOSED SPECIAL USE PERMIT

February 18, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed special use permit provided for in the Zoning Code which was passed by the City Council on November 18, 1958, said proposed amendment being as follows:

That the property described as:

SUP-12-79 — 1400 West Jolly Rd., to be used for a home for the aged.

The Mayor announced that if there was anyone present who had any suggestions or objections to make to the proposed special use permit provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed special use permit.

Glen Ballans, petitioner, spoke.

Referred to Committee on Physical Development.

February 18, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed special use permit provided for in the Zoning Code which was passed by the City Council on November 18, 1958, said proposed amendment being as follows:

That the property described as:

SUP-13-79 — 640 Maplehill Avenue (Maplehill School),

to be used as head start.

The President announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed special use permit.

Ivan Love, 101 E. Willow St., petitioner, spoke.

Referred to Committee on Physical Development.

PUBLIC HEARING

February 18, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed ordinance to amend Section 4-6 to comply with the State Law (Sale to, or purchase by minors; sale to intoxicated persons; false representations by minors; frequenting of establishments by minors).

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed ordinance he had the privilege of speaking at this time.

Referred to Committee on General Services.

PUBLIC HEARING

February 18, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed establishment of a Lansing Commercial Redevelopment District for Andrew Roberts, 601 East Saginaw Street.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed district he had the privilege of speaking at this time.

David Miller, 5871 Haag, speaking for Mr. Roberts, spoke.

Referred to Committee on Economic Development.

PUBLIC HEARING

February 18, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed "Grand Building" Project Plan.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed project plan he had the privilege of speaking at this time.

Referred to Committee on Economic Development.

**THE PUBLIC MAY NOW ADDRESS
THE CITY COUNCIL ON NON-AGENDA
ITEMS; YOU MAY SPEAK ONLY FOR 3
MINUTES ON ANY ONE ITEM.**

No person spoke.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

PUBLIC DRIVERS —

Robert Don Kirby, Robert Leon Raymond.

Referred to Committee on General Services.

Richard Steadman files preliminary plat of Markland Subd.

Referred to Mayor, Planning Board.

Geert D. Mulder and Sons, Inc., request preliminary approval on the plat of Lancelan Village South III.

Referred to Mayor, Planning Board.

Summons filed in District Court 54-A by Donald Proffit vs. City of Lansing, relative retroactive pay that is due him due to Hay Study.

Referred to Mayor, City Attorney.

Claim filed by Tyann R. Slocum for damages done to her automobile due to hitting a pot hole in street on West Holmes Rd.

Referred to Mayor, City Attorney.

Petitions filed for rezoning:

Z-7-80 —

Commencing at the Southeast corner of Lot 1, thence Northwesterly to a point on the West line of Lot 2, 74.66 feet North of the Southwest corner of Lot 2, Northwesterly 20 feet on line Ext.D from said point on West line of Lot 2 to Northwest corner of Lot 5, Southwesterly to Southwest corner of Lot 5, East 185.1 feet to beginning, Block 4, Manufacturers Addition No. 1, City of Lansing, Ingham County, Michigan, from "C" Two Family Residence District to "J" Parking District — (5 alley lots behind 1227-29-31-33 East Main St.).

Z-8-80 —

Lots 81, 82, 83 and 84, Just-A-Mere Farm Subdivision, City of Lansing, Ingham County, Michigan, from "A" One Family Residence District to "F" Commercial District—(7000 S. Cedar St.).

Z-9-80 —

Lot No. 1, except the East 4 feet thereof and except the East 10 feet of West 119.65 feet thereof, Plat of Deeg's Subdivision of a part of the Northeast $\frac{1}{4}$ of Section 28, T4N, and Lot 2, except R. 10 feet thereof, Plat of Deeg's Subdivision of a part of the Northeast $\frac{1}{4}$ of Section 28, T4N, R2W, and also East 10 feet of West 119.65 feet of Lot 1 and East 10 feet of Lot 2, Deegs Subdivision of a part of Northeast $\frac{1}{4}$ of Section 28, T4N, R2W, also Lot 3, Block 2, Plat of Haigh's Subdivision of a part of Northeast $\frac{1}{4}$ of Section 28, T4N, R2W, City of Lansing, Ingham County, Michigan from "B" One Family Residence and "D" Apartment Districts to "D-1" Professional Office District—(2319-2309 S. Cedar St.).

Referred to Mayor, Planning Board.

Application for Special Use Permit for New Way Inn, Inc., for property at 324 West Hillsdale St. (to be used as a residential home for the rehabilitation of a maximum of 12 female offenders).

Referred to Mayor, Planning Board.

Requests filed for special 24-hour liquor permit for:

Members of the Dave Tinsley Shrine Department of the I.B.P.O.E. of W. — June 7, 1980, National Guard Armory.

Michigan Conservation Club — April 12, 1980 — National Guard Armory.

Referred to Committee on General Services.

Letter from Cedarway Lanes cancelling their application for a tavern license.

Received and placed on file with copy to Committee on General Services.

Letter from Mt. Pleasant Flag Co. in regard to ordering of gravemarker flags for Memorial Day.

Referred to Mayor.

Application from Sisters Styling Salon— 325 S. Grand Avenue for a Commercial Re-development District.

Referred to Mayor, Economic Development Board and Committee on Economic Development.

Notice from the National Council on Alcoholism, Inc., Lansing Regional Area, of new appointments to their organization.

Received and placed on file.

Letter from Ingham County Chapter No. 254 of the American Association of Retired Persons, Inc., in regard to parking conditions in the area of the new downtown Senior Center.

Referred to Mayor, Committee on Public Property and Safety.

MAYOR'S EXECUTIVE ASSISTANT COMMENTS ON ANY ITEM ON THE AGENDA.

No comment.

**THE PUBLIC MAY NOW ADDRESS
THE CITY COUNCIL ON ANY OF
THE FOLLOWING ITEMS LISTED
ON THE AGENDA: COMMUNICA-
TIONS AND PETITIONS, COMMIT-**

**TEE REPORTS, REPORTS OF CITY
OFFICERS AND BOARDS, AND RES-
OLUTIONS. YOU MAY SPEAK
ONLY FOR 3 MINUTES ON ANY
ONE ITEM.**

No. 13 not on as there is no Transfer of Funds.

Larry Parker, 1416 New York, Chairman, N.D.A. No. 2, spoke and read letter relative to resolution No. 1, reinstatement of Orrin Sharp.

REPORTS OF COMMITTEES

The COMMITTEE ON GENERAL SERVICES approves the following applications and bonds for licenses:

PUBLIC DRIVERS —

Robert Don Kirby, Robert Leon Raymond.

Signed:

**TERRY J. McKANE,
LOUIS F. ADADO,
Committee on General Services.**

By COUNCILMAN McKANE—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON GENERAL SERVICES, to whom was referred the ordinance of the City of Lansing for the amendment to Section 4-6 of the Code to comply with State Law (Sale to or purchase by minors; sale to intoxicated persons; false representations by minors; frequenting of establishments by minors), reports as follows:

That said ordinance be passed.

Signed:

**TERRY J. McKANE,
LOUIS F. ADADO,
Committee on General Services.**

By COUNCILMAN McKANE—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

DATE: 2/13/80

TO: City Council President and Members
FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Director of Building Safety and Development.

Re: Trash Removal Assessment.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

By COUNCILMAN LINDEMANN—

That we concur in the recommendation of the Mayor and said assessment be placed on the July, 1980 tax rolls.

Carried.

February 12, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

For your consideration and confirmation, I am recommending the re-appointment of Gerald "Bill" Lett to serve another term on the Economic Development Corporation Board of Directors, said term expiring in February of 1986.

Trusting this recommendation meets with your approval, I remain

Sincerely,
GERALD W. GRAVES,
Mayor.

By COUNCILMAN BLAIR—

That we concur in the recommendation of the Mayor and said appointment be approved.

Carried.

February 11, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

Recently, one Joyce Tedder appeared before City Council. Upon the completion of her charges, Councilman Terry McKane requested a report of the matter.

Attached is the report in question and it is unfortunate that over 60 hours of effort had to be expended to bring this matter together, with a cost in excess of \$500.00.

Joyce Tedder is the same individual that kicked in the desk of an Assistant City Attorney and as of Friday, February 1,

1980, was sentenced to 30 days in jail by District Judge Patrick Cherry for assaulting a police officer, etc.

This report is forwarded to you because of a request and as a matter of record.

Sincerely,
GERALD W. GRAVES,
Mayor.

Received and placed on file.

February 14, 1980

Honorable Council President Louis Adado and Members of Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

My office has been contacted for assistance from the City of Lansing for the 1980 Easter Seal Telethon which will be held March 22-23, 1980 at the Plaza Hotel. In conjunction with the Telethon, City of Lansing permission is requested to locate a remote telecast trailer on the Michigan Ave. sidewalk adjacent to the Plaza Hotel and additionally to locate a "fish bowl" station for cash donations on the Capitol Ave. sidewalk at the end of Michigan Ave.

I have reviewed these requests and would recommend your adoption of the proposed attached resolution. Your adoption at the meeting of February 18, 1980 would expedite planning processes for the Easter Seal Telethon.

Sincerely,
GERALD W. GRAVES,
Mayor.

Received and placed on file.

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City of Lansing:

Be It Hereby Resolved that the Lansing City Council Grants permission to the 1980 Easter Seal Telethon to locate a remote telecast trailer on the Michigan Ave. sidewalk in front of the Plaza Hotel from 7 p.m., March 21, 1980, until midnight, March 23, 1980, and

Be It Further Resolved that the Lansing City Council hereby grants permission to the 1980 Easter Seal Telethon for a "fish bowl" station for public donations be located on the Capitol Ave. sidewalk at the end of Michigan Ave. from 8 a.m. until 6 p.m., March 23, 1980.

Adopted by the following vote:

Unanimously.

DATE: 2/14/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Traffic Engineer.

Re: Traffic designation at Kalamazoo St./Cedar Street Intersection.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 2/14/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Traffic Engineer.

Re: Traffic designation at Lathrop/Walsh Intersection.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 2/14/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Traffic Engineer.

Re: Traffic designation on Stillwell Avenue.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

By COUNCILMAN LINDEMANN—

That we concur in the recommendation of the Mayor and said traffic designation be approved.

Carried.

DATE: 2/14/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Traffic Engineer.

Re: Parking designation in 400 block of S. Washington.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 2/14/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Traffic Engineer.

Re: Parking designation in 1100 and 1200 blocks of S. Washington.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 2/14/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Traffic Engineer.

Re: Traffic designation on Stoneleigh Dr. and Provincial House Dr.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 2/14/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Traffic Engineer.

Re: Parking designation on Kellybrook Dr.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,

Referred to Committee on Public Property and Safety.

DATE: 2/14/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Traffic Engineer.

Re: Request of passenger load zone in front of 220 Allen.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 2/14/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Traffic Engineer.

Re: Parking designation on Wexford Dr. from Jolly Road to Viola St.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 2/14/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Traffic Engineer.

Re: Traffic designation on Shepard St.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 2/14/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Traffic Engineer.

Re: Revision of parking restrictions on Capitol Avenue and Michigan Avenue at site of Facesetter Bank in Plaza Center.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 2/14/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Administrative Services Director.

Re: Council action on City owned properties:

1. Transferring jurisdiction of the property from the City to the Board of Water and Light.
2. Continuation of the Benjamin Drive street right-of-way.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 2/14/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Administrative Services Director.

Re: Committee on Public Properties and Safety Action on Parcel 3301-28-480-071 on East Holmes Road.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 2/14/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached cor-

respondence from the Deputy Director of Housing and Redevelopment.

Re: Sale of vacant lot—1307 N. High Street (NDA No. 3).

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 2/14/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Administrative Assistant to the Mayor.

Re: Request for Street Closing—Moore's River Drive.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety and Committee on Physical Development.

DATE: 2/14/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director.
Re: Z-1-80 Northeast corner of East Jolly Rd. and Belle Chase Blvd; Z-7-79 8100 Block West Miller Rd. (south side); Z-61-79 2610 Reo Rd.; Z-60-79 4600 N. Grand River Avenue; Z-3-80 5215 N. Grand River Avenue.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 2/14/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director.
Re: P-1-80 Cedar Woods Subdivision Preliminary Plat—Tentative approval; P-4-78 Gatsby Acres—Final Plat.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 2/14/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Director of Building Safety and Development.

Re: Request for Setting Public Hearing—1704 Maplewood.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 2/14/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Director of Building Safety and Development.

Re: Request for Setting Public Hearing—232 S. Logan.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 2/14/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group.

Re: Parkside Office Building Project Plan.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 2/14/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group.

Re: Redesignation of Hollister Building EDC Project Area.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 2/14/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group.

Re: A & E Printers request for establishment of Industrial Development District.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

February 14, 1980

Council President Louis Adado and
City Council Members

Tenth Floor, City Hall

Lansing, Michigan 48933

Dear President Adado and

Council Members:

Historically, the Building Department has handled the cleaning up of junk and debris on private property. The Code of Ordinances does not allow them to order clean up of the area between the sidewalk and curb for which property owners are also responsible.

The area between sidewalk and curb falls within the jurisdiction of the Public Service Department, and they have neither equipment nor personnel to clean up the area freely.

Therefore, since Section 28-1 of the Lansing Code of Ordinances requires care of

the area between sidewalk and gutter by property owners, and since Sections 21-12 and 21-13 allows all costs incurred during the abatement of this nuisance be applied to the property tax rolls, I am requesting your prompt action so that we can proceed in this manner.

Attached you will find the administrative charges which have been computed by the Finance Department. The charges per clean up will be \$103.00; they will be submitted to the City Council in the same manner as weed assessments presently are; and the cost will then be an assessment to the property owners.

Again, I request that the Council take prompt action on this matter, so that we may get on with the cleaning up of several areas of Lansing which are affected by this procedure.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety and Committee on Physical Development.

By COUNCILMAN McKANE—

That the Council recess for a period of 10 minutes.

Carried.

Council recessed at 8:37 p.m. and reconvened at 8:50 p.m.

Councilman Brenke arrived at the meeting.

RESOLUTIONS

By PHYSICAL DEVELOPMENT
COMMITTEE—

Resolved by the City Council of the City of Lansing:

Be It Resolved that the Committee on Physical Development concurs with the Mayor's recommendation for re-appointment of Henri Franceus and Joseph Fraunheim, Jr., to the Downtown Development Authority for a term expiring in February of 1984.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON GENERAL
SERVICES—

Resolved by the City Council of the City of Lansing:

That the request from Capitol Lodge No. 8 for a 24 hour liquor license for Saturday, March 1, 1980, to be held at the New National Guard Armory is hereby approved, provided permission is granted by the Liquor Control Commission.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, pursuant to Ordinance 373, the Director of the Planning Department has designated John P. Salmons as person responsible for affixing violation notices on motor vehicles, trailers or watercraft parked or placed in violation of said Ordinance; and

Whereas the City Council has found such person of suitable capacity;

Now, Therefore, Be It Resolved that John P. Salmons is hereby authorized to affix violation notices on motor vehicles, trailers or watercraft found placed or parked in violation of Ordinance 373.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTY AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council has established a policy regarding the disposition of vacant lots in Neighborhood Development Areas; and

Whereas, Section 8-403.4 of the City Charter of the City of Lansing requires that City Council approve proposed sales of real estate;

Now, Therefore, Be It Resolved by the Lansing City Council that the following proposed sale be and is hereby approved:

To Mary L. Sims, a divorced woman, the property legally described as that part of Lot 262 of Excelsior Land Company Subdivision of part of the West $\frac{1}{2}$ of the Northeast $\frac{1}{4}$ of Section 22, T4N, R2W, City of Lansing, Ingham County, Michigan, lying South of a line 100.0 feet from measured at right angles, and parallel with the Southerly right of way of the P.M.E.R., Ingham County. (Commonly known at 901 Dakin Street, 3301-22-204-001-8),

in accordance with the terms and conditions of the Agreement of Sale.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

P-4-78

Gatsby Acres Subdivision
Final Plat

Whereas the final plat of Gatsby Acres Subdivision has been submitted for approval; and

Whereas the Planning Board has reviewed the final plat of Gatsby Acres Subdivision and found it to be in substantial conformance with the Preliminary Plat and recommended approval subject to conditions; and

Whereas the Physical Development Committee of City Council reviewed the report of the Planning Board and did concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the final plat of Gatsby Acres Subdivision be approved subject to the following conditions:

- 1) That a Deed or Abstract of Title, accompanied by an attorney's opinion as to the marketability of the land, or a Certificate of Title Insurance be submitted to the City Clerk prior to the signing of the plat and the affixing of the Municipal Seal.
- 2) Final security be posted in the amount specified by the Public Service Department and the Department of Parks and Recreation.
- 3) Final clearance from the Board of Water and Light be obtained for the development.
- 4) That the site be served with all public utilities and facilities as required at the time of preliminary approval by the different public agencies.
- 5) All conditions of approval and departmental and agency conditions from previous approvals.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

P-1-80
Cedar Woods Subdivision
(North side of Jolly Road)
Tentative Preliminary Plat

Whereas the preliminary plat of Cedar Woods Subdivision, located on the north side of Jolly Road, has been submitted for tentative approval; and

Whereas the Planning Board, pursuant to Act 285, Public Acts of 1931 as amended, has approved and recommends that City Council tentatively approve the preliminary plat subject to conditions; and

Whereas the Physical Development Committee of City Council reviewed the report of the Planning Board and concurs therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the preliminary plat of Cedar Woods Subdivision be given tentative approval subject to the following conditions:

- 1) That the final plat be developed with all improvements as required by the Lansing Subdivision Regulations and the Michigan State Plat Act.
- 2) That all lots shall be graded so surface water will drain therefrom so as not to adversely affect adjacent properties.
- 3) That the necessary easements be provided for the installation of utilities.
- 4) That the name of this subdivision, Cedar Woods, be changed when the owner requests final plat approval. The reason for the change is to eliminate the close resemblance to the new subdivision directly to the south, known as Cedarwood Executive Park.
- 5) That this tentative approval of the preliminary plat is effective for a period of twelve (12) months.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

Whereas, Frazel Street and Platt Street situated on the vacant Diamond Reo property was originally vacated in 1917 even though no accurate record of that action currently exists; and

Whereas, Frazel Street and Platt Street have not functioned nor are they required for use as a public thoroughfare; and

Whereas, there are no objections by any City agency concerning formal vacation of the streets;

Now, Therefore, Be It Resolved that the City Council hereby vacates all of Frazel Street between blocks one (1) and two (2), and all of Platt Street to said plat being 354.83 ft. from northwest corner of the southwest corner of plat; being part of Harris Addition in the City of Lansing, County of Ingham, SE $\frac{1}{4}$ Section 21, T4N, R2W, Michigan, as recorded in Liber one (1), of Plats, page 8, Ingham County records.

Be It Further Resolved that a full width and length water main easement be retained in the vacated right of way of Platt Street.

Be It Finally Resolved that the City Clerk file this resolution of vacation for official recording with the appropriate local and state governmental agencies.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

Whereas, the City's Parks Department Director and Property Manager have requested the vacation of a portion of Regent Street south of Elizabeth Street as a dedicated Public Right of Way; and

Whereas, Regent Street does not function as a street and there are no plans to develop this segment of Regent Street! and

Whereas, the City of Lansing's Regent Park property is located on either side of the Regent Street Right of Way; and

Whereas, the Planning Board has reviewed under ACT 285 of PA 1931, as amended, the impact of vacating Regent Street and has recommended its vacation; and

Whereas, the City Council Committee on Physical Development has reviewed the vacation request and concurs with the Planning Board's recommendation;

Now, Therefore, Be It Resolved, that the Lansing City Council hereby vacates the portion of Regent Street in Assessor's Plat No. 49 of port. of NE $\frac{1}{2}$ Sec. 22, T4N, R2W, City of Lansing, Ingham County, Michigan, as recorded in Liber 12 of Plats, page 20, Ingham County records: — commencing at NW cor. Lot 1, th. W 66 ft., th. S 381 ft. to N. R.O.W. line 1-496, th. southeasterly to point 5 ft. S of NW cor. Lot 13, th. N 401 ft. to beginning.

Be It Further Resolved that a utility easement be retained in the vacated right of way, and

Be It Further Resolved, that the City Clerk file this resolution of vacation for official recording with the appropriate local and state governmental agencies.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

Whereas, the City's Parks Department Director and Property Manager have requested the vacation of a portion of Regent Street south of Elizabeth Street as a dedicated Public Right of Way; and

Whereas, Regent Street does not function as a street and there are no plans to develop this segment of Regent Street; and

Whereas, the City of Lansing's Regent Park property is located on either side of the Regent Street right of way; and

Whereas, the Planning Board has reviewed under Act 285 of PA 1981, as amended, the impact of vacating Regent Street and has recommended its vacation; and

Whereas, the City Council Committee on Physical Development has reviewed the vacation request and concurs with the Planning Board's recommendation;

Now, Therefore, Be It Resolved, that the City Council hereby vacates a portion of Regent Street in Paul Park Addition, City of Lansing, County of Ingham, as recorded in Liber 4 of Plats, page 32, Ingham County records: — commencing at NW corner Lot 179, th. W 66 ft., S 231 ft. to SE corner of Lot 112, th. E 66 ft., N 231 ft. to beginning; and

Be It Further Resolved that a full width and length utility easement be retained in the vacated right of way; and

Be It Further Resolved that the City Clerk file this resolution of vacation for official recording with the appropriate local and state governmental agencies.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

That it is hereby determined to be a matter of public health and necessity and a provision of the Department of Natural Resources' requirement to eliminate the overflows of untreated sanitary sewage into the rivers from areas served by combined sewers, to construct the following improvements designated as the Clemens Street Area Storm and Sanitary Sewer Separation Contract, PS 47040, and that the construction of these improvements is hereby ordered:

SANITARY SEWER:

Woodman St. Extended from McCullough to Clemens St.

Clemens St. from Walsh to Woodman St. Extended.

STORM SEWER:

Perkins St. from Lathrop to Clemens.

Allen St. from Woodman to Perkins.

Shepard St. from Woodman to Main St.

Leslie St. from Woodman to Main St.

Regent St. from Woodman St. to Main St.

Main St. from Regent St. to McCullough St.

Walsh St. from Clemens St. to Lathrop St.

And Further, that the estimated cost of this project, \$300,000.00, is to be financed by special assessment to the benefited properties and from Accounts 101-936-617-973.000 (Storm) and 590-536-609-974.000 (Sanitary), and

Be It Further Resolved that the Department of Public Service is hereby directed to prepare as far as necessary, plans and specifications for this project, and it is further directed to estimate in detail, the cost of said project and to furnish said information to the Mayor and City Council.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

Whereas, the future use of the North Lansing Comfort Station located at 313 East Grand River Avenue has been the subject of confusion and controversy for several months, and

Whereas, the North Lansing Community Association has consistently expressed its interest in putting this building to a positive use,

Now Therefore Be It Resolved by the City Council of the City of Lansing, the ownership of the building shall be retained by the City and the Mayor and City Clerk are hereby authorized and, requested to proceed with entering into a five year lease with the North Lansing Community Association for the use of this structure.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

The Administration is hereby authorized and requested to take all steps necessary to open the pedestrian crosswalk on the south side of the Capitol Avenue/W. Michigan Avenue intersection.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Mr. Howard G. McCaffery, Public Service Director for the City of Lansing is hereby designated as the administrator for all city activities related to the Public Act 51 of 1951. (The State Highway Act.)

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the Committee of the Whole has heard testimony regarding the termination of Mr. Orrin Sharp's employment with the City of Lansing,

Now Be It Therefore Resolved (pursuant to Chapter 4, Section 401.5, of the Charter) the City Council of the City of Lansing hereby orders the reinstatement of Orrin Sharp to his former position as Executive Assistant to the Mayor for Community Development as outlined in Article III, Section 2A-6 of the Lansing Code.

Be It Further Resolved, this reinstatement shall be through June 30th, 1980, at which time this position will expire.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, McKane, Worthnigton—6.

Nays: Councilmen Blair, Lindemann—2.

PUBLIC IMPROVEMENT V

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

That the supplementary special assessment roll for removing dead limbs from one tree on private property and one complete removal of a female box-elder on private property:

Assessment Roll No. 45-T

Location—

3211 S. Washington

745 N. Larch St.

as returned by the City Assessor be and the same is hereby ratified and confirmed, and that the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to refund to all persons who have paid said tax as originally assessed the pro rata amount of difference

as shown in said supplementary roll, and collect all unpaid tax as shown on said roll on or before May 18, 1980.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, by resolution adopted December 17, 1979, the Lansing City Council authorized the establishment of a 13-member Citizens Planning Committee for uses of the Foster Street Community Center; and

Whereas, this same resolution charged the Eastside Neighborhood Organization (ENO) with recruitment of members for the Citizens Planning Committee; and

Whereas, the ENO has submitted the names of 13 volunteers for the committee for Council approval;

Now, Therefore, Be It Resolved the Lansing City Council hereby amends its action of December 17, 1979, by adding one (1) committee position representing area businesses, making the committee total fourteen (14); and

Be It Further Resolved the City Council accepts the Eastside Neighborhood Organization's recommendations on committee membership, and appoints the following Citizens Planning Committee for the Foster Street Community Center:

CIC or PTA Members (2)

Kathy Austin
Suzanne Love

Senior Citizen Members (2)

John Flood
Jess E. Pinch

Youth Members (3)

Robert Milton
Evelyn Jackson
Kelley Keaton

NDA No. 2 Member (1)

Dorothy Frederickson

General Service Area Members (2)

Ken Sperber
Jose Regal

Immediate Service Area Members (2)

Nelson Stark
Sin Christian

Business Members (2)

Robert Hull
Nancy Brandon

Discussion was held in regard to membership listing.

By COUNCILMAN BELEN—

This this be tabled.

Lost by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, McKane—4.

Nays: Councilmen Blair, Gunther, Lindemann, Worthington—4.

By COUNCILMAN GUNTHER—

That this be reconsidered.

Carried.

By COUNCILMAN GUNTHER—

That the resolution be amended as follows:

That Robert Hull name be transferred from "Business Member" to the "General Service Area Member" making that (8) persons and that a business member be appointed at a later date from the Eastside Commercial Club and that in paragraph (14) the total number be changed from (14) to (15).

Carried.

The resolution as amended was adopted by the following vote:

Unanimously.

Councilman Brenke asked to be excused from the remainder of the session.

Carried.

ORDINANCES

By COUNCILMAN McKANE—

The Committee reported that it had considered an ordinance providing, that the Code of Ordinances, City of Lansing, Michigan, be amended by amending Section 4-6 to comply with State Law (sale to or purchase by minors; sale to intoxicated persons; false representations by minors; frequenting of establishments by minors), and recommended that the ordinance be passed.

Carried.

ORDINANCE NO. 562

By COUNCILMAN McKANE—

Resolved by the City Council of the City of Lansing, that the Ordinance providing

that the Code of Ordinances, City of Lansing, Michigan, be amended by amending Section 4-6 to comply with State Law (Sale to or purchase by minors; sale to intoxicated persons; false representations by minors; frequenting of establishments by minors), be placed on order of immediate passage.

By COUNCILMAN McKANE—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by amending Section 4-6 to comply with State Law (Sale to or purchase by minors; sale to intoxicated persons; false representation by minors; frequenting of establishments by minors), be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 562

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT CHAPTER 4 OF THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, BE AMENDED BY REVISING SECTION 4-6 TO COMPLY WITH THE STATE LAW.

The City of Lansing Ordains:

Section 1. That Chapter 4 of the Code of Ordinances of the City of Lansing, Michigan, be amended by revising Section 4-6 to read as follows:

Sec. 4-6. Sale to, or purchase by minors; sale to intoxicated persons; false representations by minors; frequenting of establishments by minors.

No person, either directly or indirectly, by himself, clerk, agent, servant, or employee, shall at any time, sell, furnish, give or deliver any alcoholic liquor, beer, or wine to any person unless such person shall have attained the age of twenty-one (21) years; nor shall any person, either directly or indirectly, by himself, clerk, agent, servant, or employees, at any time sell, furnish, give or deliver any alcoholic liquor to any person who is under the influence of intoxicating beverages. Further, any person under the age of twenty-one (21) years purchasing or offering to purchase beer or wine, or any alcoholic beverage, who represents himself falsely to be over the age of twenty-one (21) or who makes false statements or gives false information regarding his age to any police officer or person or employee in charge of any place where beer and wine and other alcoholic beverages are sold, or any other person who makes false representations in order to procure the sale or furnishing of beer, wine or other alcoholic beverage to a person under the age of twenty-one (21) shall be deemed guilty of a misdemeanor and subject to the penalties provided in this code.

It shall be unlawful for any person under the age of twenty-one (21) years to be permitted in any place where beer and wine or other beverages are sold for consumption on the premises, excepting only places whose total gross receipts, excluding the total gross receipts from the sale of beer and wine or other alcoholic beverages, equals or exceeds the total gross receipts from the sale of beer and wine or other alcoholic beverages.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Section 3. This ordinance shall take effect thirty (30) days from date of its passage unless given immediate effect by the City Council.

By COUNCILMAN BLAIR—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived for the purpose of presenting items that are not listed on the agenda.

Carried.

Claim filed by D. Michael Dudley, Attorney representing Bennie Pittman for damage to automobile due to accident on Kalamazoo St. at Cedar St.

Referred to City Attorney.

Councilman Blair presented the following letter from Dick Holmes.

February 18, 1980

Council President Adado and Councilmembers

City Hall

10th Floor

Lansing, Michigan 48933

At last Tuesday's Board of Water and Light bi-monthly meeting, I was told by Board Chairman Roland Rhead that my request to have the BWL reconsider the purchase of Oldsmobile station wagons, instead of Plymouths, was referred to legal counsel. I can appreciate the Board's concern for wanting to understand the letter of the law, but in my opinion this matter is not a legal one, rather it deals with the spirit of propriety.

Lansing is in many respects like the automobile cities of Pontiac, Saginaw, and Flint. These cities have no problem in deciding which cars to purchase. The city of Pontiac has a fleet of vehicles that consists of 99% Pontiacs. The city of Saginaw has a written policy covering purchase of vehicles recognizing the city's advantage in having a standardized fleet of Chevrolets, and obtain bids from only one Chevrolet dealer.

The city of Flint has a written policy covering the purchase of Buicks only! After obtaining a price list from the factory, they solicit bids from the three Buick agencies in Flint.

While strong arguments can be made for using the open bidding process in doing the peoples business by local governments and their agencies, obviously three other cities in Michigan can see intrinsic advantages in doing business with home town folks.

I personally would like to see the city of Lansing and the Board of Water and Light adopt a similar written policy like Flint's.

Oldsmobile has made many acknowledged contributions to the city of Lansing. We are fortunate . . . it is impossible to put a price tag on Oldsmobile's value to Lansing.

I would urge that a speedy decision be made on this request.

Sincerely,

DICK HOLMES,

DH/sje

cc: Mayor Graves
Board of Water and Light Board
Members

Referred to Committee of the Whole and that the Executive Assistant to the City Council look into this matter.

Board of Water & Light MEMO

DATE: January 30, 1980

TO: Mr. E. F. Brush, General Manager

FROM: R. F. Butts, Purchasing Agent

SUBJECT: Vehicle Purchases

Per instructions, we have contacted the following city governments and have had conversation with their Purchasing Departments in regard to policies covering the procurement of vehicles for their fleets, with the following responses:

CITY OF DETROIT

Contacted Mr. Richard Kueber, Purchasing Agent, who stated it is not true that they have a purchasing policy covering the procurement of only one specific make of vehicle. Their specifications are written to cover General Motors, Ford, and Chrysler products and they obtain bids from dealers in the Detroit area. They have a large dealer listing from which they procure bids. Their fleet consists of all makes, however, Chrysler seems to be prominent, with the Newport and Plymouth models most prominent. In regard to vans, pickup, and trucks, these are predominantly Ford manufacture, however, they do have other manufactured models in their fleet. We requested a copy of their specifications; they indicated they would forward same

upon written request on our letterhead, which we are pursuing today.

CITY OF PONTIAC

Contacted Mr. Frank Hyde, Director of Purchasing, who informed me they do not have a policy covering the purchase of vehicles and there is open bidding. They obtain bids on all manufacturers from local dealers, however, their fleet consists of approximately 99% Pontiacs. With reference to vans, pick-ups, and trucks, these are of all different manufacture with their large trucks being either Chevrolet or GMC. Mr. Hyde informed me he would try to locate and mail copies of their specifications and if he was unable to, he would contact us by telephone.

CITY OF FLINT

Contacted Mr. Charles Lunn, Director of Purchasing, who advised me that they do have a policy which is written covering the purchase of Buick automobiles only. They obtain a price listing direct from the factory and then send the inquiries to three local Buick dealers in Flint. With the factory base price list, it enables them to make sure the local dealers are not overcharging the City for these vehicles and they are in agreement that a dealer should make a small profit. Consequently, all of the City cars are of Buick manufacture. The one exception to this is what they term "funny cars" for the Police Department which they procure at auction about every three months to keep the cars used for surveillance rotating on a continuous basis. The vans, pick-ups, and trucks are written for either GMC or Chevrolet manufacture and these bids are taken on a local basis. Mr. Lunn will forward copies of both the specifications and the policy by mail.

Mr. Lunn also informed me that the City of Saginaw has a closed purchasing policy on vehicles.

CITY OF SAGINAW

Contacted Mr. Kelso, General Superintendent of the Garage, as Mr. Nagel, Director of Purchasing was out of town this week. Mr. Kelso advised me that the City of Saginaw does have a written policy covering the purchase of vehicles which has been in effect approximately three years and was set up as a five year experiment by City Council. They are having problems with this due to elections and changing Council members, who would like to change this policy, however, to date it is still in effect. Mr. Kelso feels it is to the City's advantage to have a standardized fleet and warranty from one manufacturer. They obtain bids only from Draper Chevrolet as they are the largest dealer in Saginaw and all other General Motors dealers have bowed out of this type of bidding. They have no other manufactured vehicles in their system at this time. Presently their department heads and inspectors are driving Chevrolet Chevettes, and their vans, pick-ups and trucks are all of Chevrolet manufacture. Mr. Kelso advised that he will obtain copies of both their policy and their specifications and forward them by mail.

The two cities that have a closed policy covering vehicles from a particular dealer are very satisfied with this type system. They feel it has eliminated their inventories due to stocking so many different types of parts for all different makes to maintain their fleet. They also feel that they are helping the community by buying and operating vehicles which their citizens have helped to produce in some way or another. Flint has Buick automobile production, however, Chevrolet does not produce any automobiles in the City. The City of Saginaw is a General Motors town with Saginaw Steering Gear and the Chevrolet Foundries located in that community. On the other hand, the City of Detroit and the City of Pontiac do not understand how any city could have a closed purchasing policy that restricts the purchases to one particular make.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

Resolved by the Lansing City Council that Helen Keehne of 5931 Joshua, Lansing, Michigan, be confirmed in her appointment to the Public Service Board her term to expire in June 1982.

Adopted by the following ovte:

Unanimously.

REMARKS FROM THE MAYOR'S EXECUTIVE ASSISTANT:

No remarks.

REMARKS BY THE CITY COUNCIL:

No remarks.

By COUNCILMAN BLAIR—

That this meeting stand adjourned.

Carried.

Council adjourned at 9:25 P.M.

THEO FULTON,
City Clerk.

Lansing, Michigan

February 18, 1980

F/B

Address Correction Requested

BULK RATE

U. S. POSTAGE

PAID

Permit No. 1461
Lansing, Michigan

127

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, February 25, 1980

CITY COUNCIL ROOMS

Lansing, Michigan

February 25, 1980

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by President Adado.

Present: Councilmen Adado, Belen, Blair, Brenke, Lindemann, McKane, Worthington—7.

Absent: Councilman Gunther—1.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Worthington.

Pledge of Allegiance was led by Councilman Worthington.

By COUNCILMAN MCKANE—

That the council proceedings of January 28, and February 4, 1980 be approved and Carried.

HEARING ON PROPOSED CHANGE IN ZONING CLASSIFICATIONS

February 25, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-59-79 — Vacant property at end of 2100 block Glencoe Way,

to be rezoned from "J" Parking District to "A" One Family Residence District.

The President announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

No person spoke.

Referred to Committee on Physical Development.

February 25, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-57-79 — 914 N. Pine St.,

to be rezoned from "C" Two Family Residence District to "D-1" Professional Office District.

The President announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

No person spoke.

Referred to Committee on Physical Development.

February 25, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-56-79 — 6040 S. Pennsylvania Avenue,

to be rezoned from "E-2" Drive-In Shop District to "F" Commercial District.

The President announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

No person spoke.

Referred to Committee on Physical Development.

February 25, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-51-79 — 3412 Aurelius Rd.,

to be rezoned from "A" One Family Resi-

dence District to "D-1" Professional Office, "J" Parking and "H" Light Industrial Districts.

The President announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

No person spoke.

Referred to Committee on Physical Development.

**THE PUBLIC MAY NOW ADDRESS
THE CITY COUNCIL ON NON-AGENDA
ITEMS; YOU MAY SPEAK ONLY FOR
3 MINUTES ON ANY ONE ITEM.**

No person spoke.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

RUBBISH HAULER —

James L. Johnson.

PEDDLER —

Kenneth R. Gann.

CHARITABLE SOLICITATION —

National Broadcast Society.

Referred to Committee on General Services.

Notice from Michigan Municipal League submitting advanced registration list and additional copies of the "flyer" announcing the 1980 Region II Meeting to be held in Ypsilanti, Mich., on March 13, 1980.

Received and placed on file.

Letter from John Bondarenko requesting action on the Final Preliminary Plat approval of Cloverland Square (formerly Cedar Woods Subd.).

Referred to Mayor, Planning Board.

Request from Iron Wood Products Corp. for permission to park logging trucks around the Capitol Building for a 26-hour period on April 15, 1980 to emphasize the problem of Michigan's loggers.

Referred to Mayor, City Attorney, Committee on Public Property and Safety.

Letter from Henry Kessler asking for consideration to change present ruling for golf fees for Senior Citizens at public golf courses.

Referred to Mayor.

Applications submitted for Commercial Redevelopment District by:

Parkside Company — corner of S. Dexter St. and S. Pennsylvania Avenue.

Margaret M. Beuerle—2301 Raymond Dr.

Referred to Mayor, Economic Development Board and Committee on Economic Development.

Letter from Junior Achievement of Greater Lansing, Inc., in regard to their interest in using a portion of the Foster Street School Building.

Referred to Mayor, Committee on Public Property and Safety.

Letter from Vandebunte, Kinkade and Preston Attorneys relative Tri-County Development EDC Application — requesting consent by resolution to the transfer of employment to Meridian Township.

Referred to Mayor, Economic Development Board.

Letter from Robert E. Ludlum of Smith Pharmacy submitting petitions that the 1980 Funfest be held at Gier Park instead of the closing off of Grand River Avenue and Turner St.

Referred to Mayor, Committee on Public Property and Safety.

MAYOR COMMENTS ON ANY ITEM ON THE AGENDA.

No comment.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING ITEMS LISTED ON THE AGENDA: COMMUNICATIONS AND PETITIONS, COMMITTEE REPORTS, REPORTS OF CITY OFFICERS AND BOARDS, AND RESOLUTIONS. YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

Resolution 1a was not placed on agenda.

H. James Starr, 110 W. Lenawee St., spoke on resolution 1-d speaking for his client re: prohibiting of parking on Kellybrook Dr.

Mrs. Henry Kessler speaking on letter e from City Attorney.

REPORTS OF COMMITTEES

The COMMITTEE ON GENERAL SERVICES approves the following applications and bonds for licenses:

RUBBISH HAULER —
James L. Johnson.

PEDDLER —
Kenneth R. Gann.

CHARITABLE SOLICITATION —
National Broadcast Society.

Signed:

WILLIAM A. BRENKE,
TERRY J. McKANE,
LOUIS F. ADADO,
Committee on General Services.

By COUNCILMAN BRENKE—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred the rezoning petition Z-58-79 for property at 1820 East Kalamazoo St. from "E-2" Drive-In Shop District to "F" Commercial District, reports as follows:

That said rezoning be approved.

Signed:

SIDNEY P. WORTHINGTON,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Physical Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

February 18, 1980

Honorable Gerald W. Graves and
Members of Lansing City Council

Re: J & A Drain Cleaners' Claim;
Amount—\$113.75

Dear Mayor and Council:

J & A Drain Cleaners submits a claim in the amount of \$113.75 for services rendered on November 23, 1979 as a result of a service call at 411 North Magnolia.

Information provided by the Public Service Department indicates that Department received a call from 411 and 408 North Magnolia at 5:35 p.m. on November 23, 1979, complaining of sewer trouble. A representative from the Sewer Department was dispatched to the scene, checked and found cleared one of two sewer lines not realizing there was a second, and advised the property owners that the problem was in their own line. This claimant then contacted J & A Drain Cleaners, who after considerable work recontacted the City of Lansing. A second representative from the City returned to the scene at 10:05 p.m., discovered the second line, and a sewer crew unplugged that line at 12:35 a.m. on November 24, 1979. Therefore, it is the recommendation of the Public Service Department in light of the attendant circumstances that this claim be allowed.

MCLA 691.1407; MSA 3.996(107) immunizes municipalities from tort liability in all cases where the municipality is engaged in the exercise or discharge of a governmental function. Recent court decisions have limited the scope of "governmental function" to those activities that are "of essence to governing," e.g. those activities that can be effectively accomplished only by government. See *Parker v Highland Park*, 404 Mich 183; 273 NW2d 413 (1978). In the opinion of this office the City was negligent on the date in question, but that negligence falls within the confines of the aforementioned statute and case authority, and the City is therefore immunized from liability.

Although the equities present in this situation are compelling and may justify financial remuneration, it must be the recommendation of this office, from a strictly legal viewpoint, that the claim of J & A Cleaners in the amount of \$113.75 be denied on the basis of governmental immunity.

Sincerely yours,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN WORTHINGTON—

That we do not concur in the recommendation of the City Attorney and said claim be granted and the City Clerk be and she is hereby directed to draw a warrant on the City Treasurer in the amount of \$113.75 payable to J & A Drain Cleaners.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Lindemann, McKane, Worthington—5.

Nays: Councilmen Blair, Brenke—2.

February 21, 1980

Honorable Gerald W. Graves and
Members of the Lansing City Council

Re: Claim of Gerald D. Capps;
Amount—\$34.50

Dear Mayor and Council:

Mr. Gerald D. Capps has submitted a claim in the amount of \$34.50 for expenses incurred when the front wheel of his vehicle fell into a manhole in an area of N. Pennsylvania Avenue under construction on September 9, 1979.

Inquiry by this office reveals that the Public Service Department was engaged in the resurfacing of N. Pennsylvania Avenue on the date of this incident. As a part of that resurfacing project manholes were lowered and temporarily covered with a steel plate until such time as they could be repaired. The Public Service Department reports that they ran out of steel plates and covered the remaining manholes with a piece of plywood covered with hot asphalt. Public Service speculates that the asphalt became dislodged and the plywood that remained broke under the weight of this claimant's vehicle. It is the recommendation of the Public Service Department that this claim be allowed.

MCLA 691.1403; MSA 3.996(103) provides:

"No governmental agency is liable for injury or damages caused by defective highways unless the governmental agency knew, or in the exercise of reasonable diligence should have known, of the existence of the defect and had a reasonable time to repair the defect before the injury took place."

The facts in this case would indicate that the Public Service Department knew, or should have known, that the covering of the manholes on a temporary basis with an unsatisfactory substitute for the steel plates created a hazard to motorists utilizing that portion of North Pennsylvania Avenue under construction.

Based on the foregoing, it is the opinion of this office that governmental immunity does not apply, and that this claim should be allowed.

Sincerely yours,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BELEN—

That we concur in the recommendation of the City Attorney and the City Clerk be and she is hereby directed to draw a warrant on the City Treasurer payable to Gerald D. Capps in the amount of \$34.50.

Carried.

February 21, 1980

Honorable Gerald W. Graves and

Members of Lansing City Council

Re: Claim of Dean A. Lardie;
Amount—\$55.00

Dear Mayor and Council:

Mr. Dean A. Lardie submitted a claim to the City on January 18, 1980, in the amount of Fifty-Five (\$55.00) Dollars for expenses incurred as a result of a sewer backup at his residence at 3820 Glenwood on January 9, 1980. The amount of this claim represents the amount of an invoice from the Veterans Sewer Service.

Information received from the Public Service Department indicates that the first notification that they received regarding a sewer backup at claimant's address was at 11:31 a.m. on January 9, 1980. A sewer crew was dispatched forthwith, the main sewer was found to be plugged, and the problem rectified immediately.

MCLA 691.1407; MSA 3.996(107) immunizes municipalities from tort liability where the municipality is engaged in the exercise and discharge of a governmental function. The term "governmental function" has been limited in scope by court decision to include those activities which can be effectively accomplished only by government. See *Parker v Highland Park*, 404 Mich. 183; 273 NW2d 403 (1978). In the opinion of this office, there has been no showing that activities of the sewer crew on the date in question were negligent, and even if they were that action would fall within the confines of the aforementioned statute and case authority. Additionally, if this claimant had contacted the City of Lansing prior to engaging the services of a private sewer cleaner, these expenses would not have been incurred.

In view of the foregoing, it is the recommendation of this office that the claim be denied.

Sincerely yours,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN McKANE—

That we concur in the recommendation of the City Attorney and said claim be denied.

Carried.

February 22, 1980

President Louis Adado & Members
of the Lansing City CouncilRe: Barnhart Construction Co. v City of
LansingDear President Adado and
Council Members:

Pursuant to Article 4, Section 4-304.7 of the Lansing City Charter, this office hereby submits its recommendation for settlement of this lawsuit.

On January 5, 1979, Plaintiff filed suit in the 54-A District Court claiming that the City of Lansing owed it an additional \$7,951.10 plus six (6%) percent interest for additional road work services performed in NDA No. 2 during the Fall of 1977. Plaintiff was doing sewer separation work on Dakin Street, it encountered a concrete surface of approximately eight (8) to ten (10) inches in height existing below the visible asphalt paved surface. The City's plans did not indicate such a surface existed, and the Plaintiff claims it incurred additional expenses in removing this unknown concrete surface. It is undisputed by the parties that Plaintiff did perform additional services in removing the concrete surface on Dakin Street. The City refused to pay for these extra services on the basis that Plaintiff failed to properly perform all the requirements of the contract including the requirement to saw-cut all street surfaces in the NDA No. 2 project. City officials believed that Plaintiff's failure to saw-cut the streets resulted in additional expenses to the City of Lansing in repairing the street which offset Plaintiff's claim for extra compensation.

After deposing several City representatives as well as Plaintiff, the parties entered into serious negotiations in an attempt to resolve their differences. It was undisputed that Plaintiff did perform additional services in removing the unknown concrete, and furthermore, that Plaintiff did provide the use of equipment and a road crew to assist the City in repairing street damage for a period of four (4) to five (5) days. Based upon Plaintiff's efforts in this matter, the parties reached a tentative agreement that the City of Lansing compensate Plaintiff with the sum of \$900.00 for performance of these additional services.

This office has discussed the proposed settlement with various representatives of the Public Service Department, and they are in complete accord with the proposed settlement of this matter. This office also notes that if this matter is tried to fruition, the City of Lansing may be liable for a sum in excess of \$8,000.00. Given the uncertainties of litigation as well as the undisputed fact that Plaintiff did perform additional work in removing the concrete as well as provide a crew to assist the City for several days in its efforts to resurface the streets in NDA No. 2, it is the recommendation of this office that the Lansing City Council approve the settlement of this matter in the fashion outlined above.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN McKANE—

That we concur in the recommendation of the City Attorney and said settlement be approved.

Carried.

February 11, 1980

President Louis Adado and
Members of the Lansing City Council

Re: James C. Ludlum v City of Lansing

Dear President Adado and Councilmembers:

In accordance with Article 4, Section 4-304.7 of the Lansing City Charter, this office hereby submits its recommendation for settlement of the above matter.

On January 11, 1980, Plaintiff successfully obtained a temporary restraining order in the Ingham County Circuit Court preventing the City of Lansing from commencing with criminal prosecution of its Zoning Ordinance relative to a parcel of property owned by Plaintiff at 2718 East Grand River Avenue (corner of Merrill Avenue and East Grand River Avenue just west of Uncle John's Pancake House). Plaintiff maintains that the property in question is entitled to a nonconforming C-2 Family status despite the B-1 Family Zoning Classification for the neighborhood. Plaintiff maintains that the building at one time was entitled to a non-conforming commercial use (as admitted by the Lansing Zoning Division as of July, 1974) but that presently it is entitled to a more restrictive non-conforming status of C-2 Family. During the Fall of 1979, Plaintiff petitioned the Lansing Planning Board and the Lansing City Council for a formal C-2 Family designation of the parcel, but was denied primarily on the basis that the lot size would not tolerate C-2 Family accommodations, such as parking, etc.

This office has discussed this matter at length with Plaintiff's attorney, as well as a neighbor of Plaintiff's who informed the Mayor's office of the C-2 Family use in July of 1979. During these discussions it was explained that a nonconforming use can be extinguished only upon a complete and total abandonment of that use and demonstration of an intent to abandon a nonconforming use for a two-year period of time. (See Section 36-42 of the Lansing Code of Ordinances which provides for a discontinuance or abandonment of a non-conforming use if the property is not used in a non-conforming status for a period of two years.) This office's investigation discloses that the property had been used for commercial purposes (storage of office equipment and showroom uses for sale thereof) and that there was no two-year gap between termination of the commercial nonconforming use and C-2 Family nonconforming use and C-2 Family nonconforming status.

In exchange for acknowledging the C-2 Family nonconforming status for Plaintiff's property, the Plaintiff has agreed to the following: paint the garage and trim work on the building; pay differential in property taxes for the years 1978 and 1979 between B-1 Residential and C-2 Family; submit plans and receive approval from the Lansing Zoning Division to pave a parking area immediate north of an existing driveway to accommodate parking for two (2) additional motor vehicles; maintain the building and premises in an acceptable

manner, but as a minimum in compliance with the requirements of the Lansing Building and Zoning Codes.

Based upon this office's review of the foregoing, it is the recommendation of this office that the Lansing City Council approve settlement of this matter in the fashion outlined above.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

Referred to Committee on Physical Development.

February 18, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

In accordance with your resolution adopted on December 17, 1979, regarding the use of vehicle occupant restraint systems by City personnel, the attached policy has been forwarded to all employees.

Same is forwarded to you for informational purposes and your use also.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file.

February 19, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

City Hall

Lansing, Michigan 48933

Dear Council President and Members:

This is to advise that John J. Vlahakis has found it necessary to resign as a member of the Traffic Board. Therefore, I am submitting to you for your consideration and confirmation, the name of Douglas A. MacArthur, to fill said vacancy, which term expires in June of 1981.

Mr. MacArthur resides at 4623 Stillwell in the City of Lansing.

Trusting this recommendation meets with your approval, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

February 19, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

City Hall

Lansing, Michigan 48933

Dear Council President and Members:

This is to advise that Jack T. Emmett has found it necessary to resign as a member of the Housing and Redevelopment Advisory Board. Therefore, I am submitting to you for your consideration and confirmation, the name of W. David Boehm, to fill said vacancy, which term expires in June of 1983.

Mr. Boehm resides in the City of Lansing at 1800 Sunnyside.

Trusting this recommendation meets with your approval, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

February 18, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan

Dear Council President and Members:

Altman Management Co. of East Lansing has requested that the City of Lansing participate in funding replacement of a pedestrian bridge over the storm drain at the end of W. Holmes Road. This has been used for children coming from the Hunter's Ridge Development to Woodcreek School, as there are no sidewalks along Waverly Road.

Please refer to the attached memo from Public Service Director Howard G. McCaffery indicating that the proposed reconstruction is not adequate to handle storm water at this location. Additionally, the June 26, 1972, City Council proceedings indicate this to be a responsibility of the developer, not the City of Lansing. Further, the bid proposed by Brown Brothers Construction of January 8, 1980, was indicated to be good for 45 days, to February 22, 1980, which was insufficient time for the City to respond. Finally, there is no appropriate source of funds to contribute toward this project.

Therefore, I would recommend that the City of Lansing decline to participate in the request of Altman Management Co., and that the company be advised to review its plans to meet drainage requirements

when it applies for necessary permits.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

February 20, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan

Dear Council President and Members:

Recently it was brought to the attention of the City Council that certain senior citizen organizations are concerned about the availability of free parking for the Lansing Senior Center adjacent to the Civic Center. At present, there are 32 spaces for Senior Center and 384 spaces in the Civic Center parking lot.

I have attached a report from the Senior Center Board indicating its need for additional parking. Of particular interest is the resolution of November 1, 1976, by City Council which says, in part, that the proposal approved by City Council, in its revised form,

"Supports the attempt to provide 30 permanent parking spaces and 70 additional parking spaces on a "as needed and as available" basis . . . which will make senior citizen access to the center as feasible as possible." (emphasis added)

City Council must be more specific to clarify its intent in the above resolution, and determine, as a matter of policy, whether the usage of the Senior Center as specified in Attachment I of the report meets the "as needed" qualification in the above resolution.

Further, City Council should consider the report from Civic Center manager Demetrios A. Sazani regarding use of the Civic Center parking lot. During the 1978-79 Fiscal Year, the lot was closed to general users 75 times and that usage has increased during the first six months of this fiscal year by 10 occasions over the first six months of the previous year.

Usage of the Civic Center parking lot has increased on a daily basis as well. Income during 1977-78 was \$61,902.14, up to \$68,594.27 in 1978-79 when the rate was increased from 50¢ to 75¢ per use. For the first six months of this fiscal year, income is \$41,655.29, showing that demand which tapered off due to the price increase has in fact picked up again. Receipts are up \$8,062.68 from the first six months of the previous fiscal year, and average use of the parking lot is up by 43 vehicles per day. Hence, average proceeds per space for this

fiscal year are \$209.14 on an annualized basis and can be projected to over \$14,000 for the upcoming fiscal year to provide an additional 68 free spaces for senior center parking. It should be noted that demand on the Civic Center lot may be expected to increase as conversion of the downtown street meters is completed this year to higher on-street rates approved by City Council.

I would additionally remind City Council that the General Fund subsidy to the Civic Center was \$315,000 in FY 79, \$384,000 in FY 80 and is projected well over \$400,000 for FY 81.

My office has visually inspected the Senior Center lot during the busy noon hour period and found three vacancies on Wednesday, February 13; five vacancies on Thursday, February 14; and thirteen vacancies on Tuesday, February 19, all at about 12:30 p.m. Obviously, this is by no means a scientific survey, and further data may be required. But this is a peak demand period because of the regular meal program during the noon hour.

Please provide your policy direction in order for any changes you recommend to be implemented by City Staff.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 2/21/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group.

Re: Ace Wrecking Company request for establishment of Industrial Development District.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 2/21/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group.

Re: Ren Plastics request for consent to granting of Industrial Facilities Ex-

emption Certificate by Meridian Township.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 2/21/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director.

Re: ACT-1-80 — W. Miller Road—Excess Property

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 2/21/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Public Service Director.

Re: Final Construction Cost on Miller Road Widening—Marywood to Cedar.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 2/21/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Traffic Engineer.

Re: Parking designation on Douglas Avenue.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

Resolution No. 1d — Prohibiting parking on east side of Kellybrook Dr. from Victor Ave. to south end of street, and west side from Victor Ave. to 55 ft. south of Victor, was pulled from the agenda.

Resolution No. 1f — Installing STOP signs on Shepard St. at Elizabeth St. was referred back to the Committee on Public Properties and Safety for further study.

RESOLUTIONS

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Mayor has submitted a recommendation from the Traffic Board regarding a traffic problem at the intersection of Lathrop and Walsh Streets;

Now, Therefore, Be It Resolved the Lansing City Council hereby approves the Traffic Board's recommendation to install YIELD signs on Lathrop Street at Walsh Street to assign right-of-way at the intersection and reduce the potential for right-angle accidents.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Mayor has submitted a recommendation from the Traffic Board in response to a business person's request regarding parking in the 400 block of South Washington Avenue;

Now, Therefore, Be It Resolved the Lansing City Council hereby approves the Traffic Board's recommendation to change the first metered space south of the alley on the west side of the 400 block of South Washington Avenue from 2-hour parking to 15-minute metered parking.

Adopted by the following vote:

Unanimously.

By PUBLIC PROPERTIES AND SAFETY COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, the Mayor has submitted a recommendation from the Traffic Board in response to a citizen request regarding parking near 220 Allen Street.

Now, Therefore, Be It Resolved the Lansing City Council hereby approves the Traffic Board's recommendation to establish a NO PARKING — PASSENGER LOADING ZONE on the west side of Allen Street from 140 feet north of Prospect Street to 175 feet north of Prospect Street from 6 a.m. to 6 p.m., Monday through Friday.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council remains interested in obtaining property offered for sale north of East Mount Hope Avenue adjacent to Crego Park, so that future park development will not be impeded by lack of an appropriate access road; and

Whereas, the City Assessor has appraised the offered parcel of 2¼ acres at \$6,700.00; and

Whereas, the Parks Board and Planning Board have recommended purchase of this parcel;

Now, Therefore, Be It Resolved the Lansing City Council hereby requests the Mayor to obtain an option and an independent appraisal on this property, and to present an appropriate transfer of funds to the Committee on Ways and Means for this purpose; and

Be It Further Resolved this property, if purchased, shall not be included in the City's parkland maintenance program until formal development of Crego Park is undertaken.

Adopted by the following vote:

Unanimously.

By COMMITTEES ON PUBLIC PROPERTIES AND SAFETY and PHYSICAL DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

Whereas, the Michigan State University Crew Club has requested closure of Moore's River Drive on Saturday, May 17, 1980, from 4 a.m. to 11 p.m. in conjunction with the 1st Annual Great Lakes Invitational Sprints Competition on the Grand River; and

Whereas, the request has been approved by appropriate city departments and the Mayor;

Now, Therefore, Be It Resolved the Lansing City Council hereby approves the clo-

sure of Moore's River Drive from Westgate Road to Cambridge Road from 4 a.m. to 11 p.m. on Saturday, May 17, 1980.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, it is necessary to hold a public hearing on the proposed establishment of a Lansing Industrial Development District IIR-1-80, A & E Printers and Mailers, 3303 North East Street, Lansing, Michigan, more particularly described as:

South 100 feet of north 200 feet of Outlot A, Supervisor's Plat of Schworwer's Bloomfield Farms;

Now, Therefore, Be It Resolved, that the City Clerk give at least ten (10) days notice of a public hearing when all persons interested may attend and make any objections they may have to such proposed district; and

Be It Further Resolved, that such hearing be held at the Council Chambers in the City Hall on the 24th day of March, 1980, at 7:00 p.m., and that notice of such hearing be published in a publication of general circulation in said city.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, by resolution dated December 17, 1979, the Lansing City Council certified the designation of the project area and established the project district area for the "Parkside Office Building" as the following:

Lots 9 and 10 of Walter Neller's Company's Professional and Business Mart, City of Lansing, County of Ingham, Michigan; and

Whereas, the Lansing Economic Development Corporation on October 17, 1979, approved the project plan for the "Parkside Office Building" and requested the City Council to approve said project plan; and

Whereas, pursuant to Section 9 of P.A. 338 of 1974, as amended, the Planning Board reviewed and approved the project plan at their regular meeting of January 22, 1980; and

Whereas, before approval by the local

governing body, it is necessary to hold a public hearing on the "Parkside Office Building" project plan;

Now, Therefore, Be It Resolved that the City Clerk give at least 10 days notice of a public hearing when all persons interested may attend and make known any objections they may have on the proposed project plan; and

Be It Further Resolved that such hearing shall be held at the Council Chambers on the 24th day of March, 1980 at 7:00 p.m., and that notice of such hearing be published in a newspaper of general circulation in the City of Lansing.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, by resolution dated May 7, 1979, the Lansing City Council certified the designation of the project area and established the project district area for the "Grand Building" as the following:

Commencing at a point on the East side of Grand Avenue, 296.1 feet south of the southeast corner of Grand Avenue and Shiawassee Street running thence east parallel with Shiawassee Street along the center line of a 12 inch brick fire wall to the center line of the Lansing Transit Railway right-of-way; thence southwesterly along the center line of said railroad right-of-way to an iron stake on the east line of Grand Avenue; thence north 156.4 feet to the point of beginning in Block No. 66, Original Plat, City of Lansing, Ingham County, Michigan; and

Whereas, the Lansing Economic Development Corporation on September 5, 1979, approved the project plan for the "Grand Building" and requested the City Council to approve said project plan; and

Whereas, pursuant to Section 9 of P.A. 338 of 1974, as amended, the Planning Board reviewed and approved the project plan at their regular mid-month meeting of October 16, 1979; and

Whereas, on February 18, 1980, a public hearing was held before the City Council of the City of Lansing on the proposed project plan, in accordance with the requirements of Section 17 of P.A. 338 of 1974, as amended;

Now, Therefore, Be It Resolved, that the City Council of the City of Lansing has reviewed the "Grand Building" project plan and determines that the project plan constitutes a public purpose and that it conforms to the requirements of Section 8 of P.A. 338 of 1974, as amended; and

Be It Further Resolved, that the City Council of the City of Lansing does hereby authorize the Economic Development Corporation of the City of Lansing to issue up to nine hundred ninety thousand dollars (\$990,000) of tax-exempt revenue bonds for the implementation of the "Grand Building" project plan in accordance with the provisions of Act 338 of 1974, as amended.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, there exists in the City of Lansing, the need for certain programs to alleviate and prevent conditions of unemployment, to assist and retain local industries and commercial enterprises in order to strengthen and revitalize Lansing's economy, and to encourage the location and expansion of commercial enterprises to provide needed services and facilities to the City and its residents; and

Whereas, projects to alleviate the aforesaid conditions and accomplish said purposes are being initiated by the Economic Development Corporation of the City of Lansing; and

Whereas, the Lansing Economic Development Corporation, by resolution dated May 9, 1979, requested that this Council certify its approval of the designation of the property known as the "Hollister Building" as an EDC project area and further requested this Council to establish a project district area for the "Hollister Building"; and

Whereas, the City Council of the City of Lansing took the actions required by the Lansing Economic Development Corporation's resolution of May 9 at its meeting of May 23, 1979; and

Whereas, by resolution dated October 17, 1979, the Economic Development Corporation of the City of Lansing stated its intention to issue Economic Development revenue bonds for a project initiated by a different applicant and of a different character than that project for which the project area and project district area were originally established; and

Whereas, the Economic Development Corporation by its resolution dated October 17, 1979 requested that all previous actions pertinent to the Hollister Building be rescinded, and, in conformity with Act 338 of 1974, as amended, designated to this council as a project area for the "Hollister Building" project the following:

Lot 8 and the south 48.5 feet of Lots 9 and 10, Block 110, City of Lansing, Ingham County, Michigan; and

Whereas, the Lansing Economic Development Corporation has requested this Council

to certify the project area described above, to establish a project district area having identical boundaries, and to make a determination that there is no necessity that a project citizens district council be established;

Now, Therefore, Be It Resolved that the certification of the project area and the establishment of the project district area for the Hollister Building, legally described above, accomplished by this Council's resolution dated May 29, 1979, be hereby rescinded;

Be It Further Resolved that pursuant to Section 8 and Section 12 of the Act 338 of 1974, as amended, the Lansing City Council hereby certifies the designation of the project area for the "Hollister Building" described above; and

Be It Further Resolved that a project district area be established having identical boundaries as the project area described above; and

Be It Finally Resolved that this Council finds that it is not necessary to establish a project citizens district council for the "Hollister Building" EDC project.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing has been informed that certain monies are available through the Department of Interior, Urban Park and Recreation Recovery Program; and,

Whereas, these monies may be utilized to renovate and restore Moores Park Pool bringing the facility in compliance with codes, ordinances, County and State Health Department requirements and handicap accessibility legislation; and,

Whereas, a pre-application was submitted to Heritage Conservation and Recreation Service and notice of approval of that pre-application has been received; and,

Whereas, the total amount of the grant will be \$653,682.00, with the federal share being \$457,577.00 and the City share being \$196,105.00; and,

Whereas monies available for the matching requirement are currently available in the Parks and Recreation Swimming Pool Account Number 249-936-753-974; and,

Now, Therefore, Be It Resolved that the Parks and Recreation Director and the Controller are directed to reserve the monies as indicated in the account above for the specific purpose of providing the City's matching share for this grant application for the refurbishing and renovation

of Moores Park Pool and, if the grant is approved, to take the appropriate action to transfer the above monies to an account as designated by the Finance Director; and,

Be It Finally Resolved that the Lansing City Council does approve the submission of a grant application to Heritage Conservation and Recreation Service for the aforementioned purpose.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Blair, Lindemann, McKane, Worthington—6.

Nay: Councilman Brenke—1.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, monies have been reserved in a Parks and Recreation account for construction of a swimming pool; and,

Whereas, the amount of money reserved in account number 249-936-753-974 had been approximately \$382,000 and \$196,105 of that amount has been designated by resolution to be utilized as matching fund for the purpose of renovating the Moores Park Pool; and,

Whereas, the balance of that account of approximately \$185,985 is to be reserved in a trust fund with the interest to accrue in that account; and,

Now, Therefore, Be It Resolved that the purpose of these funds be for recreational purposes for the southern portion of Lansing.

Be It Further Resolved that the Mayor be requested to direct the Grants and Program Coordinator to search for grant funds as they may become available for the development of Crego Park utilizing the set aside funds as possible matching monies; and,

Be It Finally Resolved that the Lansing City Council does approve such action.

By COUNCILMAN BLAIR—

That the last paragraph be deleted.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Blair, Brenke, McKane, Worthington—6.

Nay: Councilman Lindemann—1.

By COUNCILMAN BLAIR—

That in the 5th paragraph place a period (.) after "Crego Park" and delete the balance of the sentence.

Carried.

Councilman McKane read the transcript of the discussion that took place at the Committee of the Whole relative to this on Thursday, February 21, 1980.

Councilman Adado asked Councilman McKane to take the chair. Councilman Adado spoke relative to this and asked that this be referred to the Committee on Ways and Means.

By COUNCILMAN BELEN—

That this be tabled.

Adopted by the following vote:

Yeas: Councilman Adado, Belen, Brenke, Lindemann, McKane, Worthington—6.

Nay: Councilman Blair—1.

PUBLIC IMPROVEMENT V

By COMMITTEE ON PUBLIC SERVICE AND HIGHWAYS—

Resolved by the City Council of the City of Lansing:

That the supplementary special assessment roll for constructing curb and gutter on Miller Rd. from Cedar St. to Marywood Ave. and on S. Washington from approx. 500 ft. N. of Miller Rd. and on S. Washington from approx. 500 ft. S. of Miller Rd.:

Assessment Roll No. 255

Location—

Miller Rd. from S. Cedar St. to Marywood Ave.

S. Washington Ave. from Miller Rd. approx S. & N. 500 ft.

as returned by the City Assessor be and the same is hereby ratified and confirmed, and that the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to refund to all persons who have paid said tax as originally assessed the pro rata amount of difference as shown in said supplementary roll, and collect all unpaid tax as shown on said roll on or before May 25, 1980.

Adopted by the following vote:

Unanimously.

INTRODUCTION OF ORDINANCE(S)

The following ordinance(s) of the City of Lansing, Michigan providing that the Code of Ordinances be amended by:

Revising Section 38-2 so that it is not in contravention with State Law. (Encouraging the clearing, replanning, rehabilitating and modernizing of blighted areas within

Revising Section 9-2 of Building Code.
the City of Lansing)

Revising Sections 9B-1, 9B-2, 9B-3 and
9B-4 of Mechanical Code.

Revising Sections 9C-1, 9C-2, 9C-3, 9C-18
and 9C-22 of Plumbing Code.

was introduced by Councilman Worthington
read a first and second time by their
title(s) and referred to the Committee on
Physical Development.

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the
10th day of December, 1979, this council
was petitioned to change the following de-
scribed property from "E-2" Drive-In Shop
District to "H" Light Industrial District all
as set forth in the Zoning Code of this city,
and

Whereas, due notice as required by law
has been given for a public hearing on said
petition, and

Whereas, at such hearing held on the
18th day of February, 1980, all parties in-
terested therein were heard and given due
consideration, and

Whereas, the property involved is de-
scribed as:

Z-58-79 — 1820 East Kalamazoo St.

More particularly described as:

Lots 146, 147, 148 and the east 50
feet of Lots 75 and 76, Paul Park Addi-
tion, City of Lansing, Ingham County,
Michigan;

from "E-2" Drive In Shop District to "H"
Light Industrial District.

Whereas, pursuant to Act 207, Public
Acts of 1921 as amended, the Planning
Board recommended that this petition be
denied as filed and further recommended
that the property be rezoned from "E-2"
Drive In Shop District to "F" Commercial
District; and

Whereas the Physical Development Com-
mittee of City Council, to whom was re-
ferred the report of the Planning Board,
concurs therewith;

Now, Therefore, Be It Resolved that the
Council of the City of Lansing ordains that
the petition to rezone the above described
property from "E-2" Drive In Shop District
to "H" Light Industrial District be denied;
and

Be It Further Resolved that the above
described property be rezoned from "E-2"
Drive In Shop District to "F" Commercial
District subject to development of the prop-
erty meeting all the minimum requirements
of the Code, which includes adequate off
street parking and the necessary landscap-
ing, screening and fencing.

Adopted by the following vote:

Unanimously.

By COUNCILMAN McKANE—

Resolved by the City Council of the City
of Lansing:

That Councilman Gunther be excused
from the session.

Carried.

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City
of Lansing:

That the rules of the Council be waived
for the purpose of presenting items that are
not listed on the agenda.

Carried.

Claim filed by Miss Tyann R. Slocum for
damage to her automobile due to hitting a
hole in the street on West Holmes Rd.

Referred to City Attorney.

Letter from Sarvis Manufacturing Co.
asking council's help in helping them to
move their plant due to certain condition
that exists in this area.

Referred to Mayor, Planning Board and
Economic Development Corporation.

REMARKS FROM THE MAYOR

The Mayor spoke in regard to 300 block
S. Grand—Transportation Center and ask
for place on Thursday's Committee of the
Whole meeting to continue his explanation
on this matter.

REMARKS BY THE CITY COUNCIL

Councilman Brenke thanked Council and
people for help given during his recent be-
reavement and also spoke about the people
at Ingham Medical Hospital.

By COUNCILMAN BLAIR—

That this meeting stand adjourned.

Carried.

Council adjourned at 8:00 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

February 25, 1980

F/B

CITY CLERK'S OFFICE

**Room 921, City Hall
Lansing, Michigan 48933**

Address Correction Requested

BULK RATE

U. S. POSTAGE

PAID

**Permit No. 1461
Lansing, Michigan**

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OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, March 3, 1980

CITY COUNCIL ROOMS

Lansing, Michigan

March 3, 1980

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by President Adado.

Present: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman H. Belen.

Pledge of Allegiance was led by Councilman Belen.

HEARINGS ON PROPOSED CHANGES IN ZONING CLASSIFICATIONS

March 3, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifica-

tions as provided for in the Zoning Code which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-7-79—Vacant land in the 3100 block West Miller Road (South Side)

be rezoned from "A" One Family Residence District to "G-2" Wholesale District.

President Adado announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment.

Referred to Committee on Physical Development.

March 3, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifica-

tions as provided for in the Zoning Code which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-60-79—4600 N. Grand River Avenue

be rezoned from "A" One Family Residence District to "H" Light Industrial and "J" Parking Districts.

President Adado announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment.

Referred to Committee on Physical Development.

March 3, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-1-80—N.E. corner of East Jolly Road and Belle Chase Blvd.

be rezoned from a "CUP" Community Unit Plan District to "DM-1" Multiple Family Dwelling District.

President Adado announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment.

Referred to Committee on Physical Development.

March 3, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-3-80—5215 N. Grand River Avenue

be rezoned from "F" Commercial District to "G-2" Wholesale District.

President Adado announced that if there

was anyone present who had any suggestions or objections to make to the proposed amendment to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment.

Bernard B. Brin, petitioner, spoke.

Referred to Committee on Physical Development.

March 3, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-61-79—2610 Reo Road

be rezoned from "A" One Family Residence District to "C" Two Family Residence District.

President Adado announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment.

Referred to Committee on Physical Development.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON NON-AGENDA ITEMS. YOU MAY SPEAK ONLY FOR 3-MINUTES ON ANY ONE ITEM.

No person spoke.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

PUBLIC DRIVERS—
Michael Paul Butts.

AUCTIONEER—
Robert Somerlott, Steve E. Ebbitt, Brian R. Hasty, Dale A. Dean, Bruce C. Hauska, Ed. Mizana.

Referred to Committee on General Services.

Card of appreciation from family of August Brenke.

Received and placed on file.

Summons filed in Circuit Court by Allstate Insurance Co. vs. Bruce S. Wigginton, General Fiduciary of the estate of Melva I. Wigginton, deceased et al., Robert G. Weed, Administrator of the Estate of Edward W. Martin, Jr., deceased, City of Lansing, James Cook and Peter Zivic (Police Officers) County of Ingham, Kenneth L. Preadmore, Ingham County Sheriff in connection with a murder and suicide that happened on July 3, 1974.

Referred to Mayor and City Attorney.

Claims filed by:

Melvin Hawk and Kenneth Dilts (Employees of the Traffic and Parking Division, Public Service Department) requesting monetary payment for loss of clothing due to non-injury accident while working at the sign shop.

Carole Hooker for damage to automobile due to hitting a pothole in street on S. Washington Avenue.

Referred to Mayor and City Attorney.

Letter from Shirley I. Bailey asking if something could be done about motorists that do not stop during the unloading of a School Bus.

Referred to Mayor.

Letter of thanks from Ren Plastics for the opportunity of allowing them to present their reasons for requesting a tax abatement in Meridian Township.

Received and placed on file with copy to Committee and Economic Development.

Consumers Power Co. submits notice of hearing to be held on March 3, 1980.

Received and placed on file.

Department of Commerce—Bureau of the Census submits the 1980 Census Update.

Received and placed on file.

Copy of letter sent to Mr. Ray Tagerson from the Water Quality Division in regard to Red Cedar Segment Lansing Facility Plan.

Referred to Mayor and Committee on Physical Development.

Application for Commercial Facilities Exemption Certificate filed by Bauch Building, a Michigan Partnership—115 West Allegan Street.

Referred to Mayor, Economic Development Corporation, and Committee on Economic Development.

Letter from William Fitzgerald, Attorney, in regard to Howard Johnson Company Stock Acquisition.

Referred to Mayor, Committee on General Services, and City Attorney.

Letter from the DaCapo Board of Directors supporting the Historical Designation of the Michigan Theater.

Received and placed on file with copy to Planning Board and Committee on Physical Development.

MAYOR'S EXEC. ASST. COMMENTS ON ANY ITEM ON THE AGENDA:

No comment.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING ITEMS LISTED ON THE AGENDA. COMMUNICATIONS AND PETITIONS, COMMITTEE REPORTS, REPORTS OF CITY OFFICERS AND BOARDS AND RESOLUTIONS. YOU MAY SPEAK ONLY FOR 3-MINUTES ON ANY ONE ITEM.

Martha Johnson, 424 River Street, spoke relative to resolution No. 4.

Pat Smith, 1515 W. Kalamazoo Street, spoke relative to Mayor Graves' letter b.

REPORTS OF COMMITTEES

The COMMITTEE ON GENERAL SERVICES approves the following applications and bonds for licenses:

PUBLIC DRIVERS—
Michael Paul Butts.

AUCTIONEERS—
Robert Somerlott, Steve B. Ebbitt, Brian R. Hasty, Dale A. Dean, Bruce E. Hauska, Ed. Mizana.

Signed:

WILLIAM A. BRENKE,
TERRY J. McKANE,
LOUIS F. ADADO,
Committee on General
Services.

By COUNCILMAN BRENKE—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON GENERAL SERVICES, to whom was referred the application for a public driver's license for Frederick Hicks, reports as follows:

That said application be not approved inasmuch as it did not receive the approval of the Chief of Police.

Signed:

WILLIAM A. BRENKE,
TERRY J. McKANE,
LOUIS F. ADADO,
Committee on General
Services.

By COUNCILMAN BRENKE—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred the rezoning petition Z-24-77 for property at 2908 Belaire Drive from "J" Parking District to "A" One Family Residential District, reports as follows:

That said rezoning be denied.

Signed:

SIDNEY P. WORTHINGTON,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Physical
Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

February 28, 1980

Honorable Mayor and Members
of the Lansing City Council

Re: Michigan National Bank-Lansing v
City of Lansing

Michigan Tax Tribunal Docket
No. 38471

Dear Mayor and Councilmembers:

In 1979, Michigan National Bank-Lansing filed the above referenced appeal with the Michigan Tax Tribunal complaining that the multi-level parking structure located at 321 S. Capitol Avenue and owned by it had been assigned an assessed value for the purposes of property tax in excess of 50% of the true cash value and therefore was illegally assessed. The City of Lansing filed its Answer in the matter alleging that the assessed value assigned the subject property by the City Assessor was not in excess of 50% of the property's true cash value and therefore, was legally assessed.

Recently, in an attempt to settle the above referenced case representatives of Michigan National Bank-Lansing met with representatives of the City Assessor's Office and released income and expense information which had not been previously available to the City Assessor's Office. This new information allowed the City Assessor's Office to develop a value by the capitalization of net income method instead of cost approach which is what the City Assessor's Office had used previously. Therefore, based on information which had not been previously available to the Assessor's Office, they have agreed on a tentative settlement of the matter. Pursuant to that agreement Michigan National Bank-Lansing and the City of Lansing are willing to agree that the assessed value of the subject property for the 1979 tax year should equal \$365,000. Although this amount is less than the \$509,100 at which the property was initially assessed by the City of Lansing, the amount is justifiable in light of information that is now available to the City Assessor's Office.

Therefore, based on the recommendation of the City Assessor's Office as well as the uncertainty of outcome which is inevitable if the matter should proceed to a hearing, it is the recommendation of this office that settlement of the above referenced tax appeal should be authorized by City Council as described herein.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN WORTHINGTON—

That we concur in the recommendation of the City Attorney.

Carried.

March 3, 1980

President Louis Adado and
Members of the City Council

Re: Redemption of Workers Disability
Compensation Matter entitled

John Earl Leonard v City of
Lansing

Gentlemen:

In accordance with Article 4, Chapter 4, Section 4-304.7 of the Lansing City Charter this office hereby requests authorization by the Lansing City Council to settle the above captioned matter by redeeming the City's liability for the sum of \$4,000.00.

On July 5, 1978, Mr. Leonard sustained a knee injury while in the employ of the City of Lansing. The injury continued to bother Mr. Leonard up until the time of his coluntary resignation from the City of Lansing on January 25, 1979. On February 22, 1979, Dr. Lanny Johnson operated on Mr. Leonard's left knee and removed medial meniscis.

The deposition of Dr. Lanny Johnson disclosed that Mr. Leonard suffered a work related injury and that his February, 1979 operation was a direct result of his injury with the City of Lansing. In view of these facts and the substantial likelihood that Mr. Leonard would receive an award at the time of trial, this office entered into a tentative agreement to redeem Mr. Leonard's case for the sum of \$4,000.00. Approval of this redemption by the City Council and the Administrative Law Judge at the Workers Disability Compensation Bureau would relieve the City from any past or future medical expenses as well as any weekly disability compensation benefits. It is this office's opinion that the City at a minimum would be held responsible by the Administrative Law Judge for the sum of \$3,000.00 if the matter was tried to fruition. However, by redeeming Mr. Leonard's case the City would be relieved of all past and future medical expenses as well as any future weekly disability benefits.

In view of the foregoing, it is the recommendation of this office that settlement of the above captioned matter in the fashion outlined above would be in the best interest of the City of Lansing and this office hereby requests Council's authorization to redeem the City of Lansing's liability with Mr. Leonard for the sum of \$4,000.00.

Respectfully submitted,
STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN GUNTHER—

Thta we concur in the recommendation of the City Attorney.

Carried.

February 25, 1980

Miss Theo Fulton
City Clerk
City Hall
Lansing, Michigan 48933
Dear Miss Fulton:

Some 14 months ago, the Fire Board submitted revised Administrative Rules of Procedure to the City Attorney for approval prior to submission of the document to your office for transmission to the City Council.

Mr. Sawyer approved our rules, but apparently, his letter of approval went astray somewhere in the inter-office communication system.

We are submitting, as an attachment to this letter, a copy of Mr. Sawyer's letter of approval and the revised Rules and Procedure bearing his signature.

For the Fire Board,
RALPH E. KAUFFMAN,
Chairman.

Referred to Committee on General Services.

DATE: 2/25/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Administrative Review Comm. Re: Attached resolution dealing with disposition of vacant lots in Neighborhood Development Areas

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

February 27, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

It has come to my attention that many pieces of equipment purchased for the Community Design Center "tool bank" program were claimed by the City upon CDC leaving the North Lansing Comfort Station. Additionally, I have been informed that the Property Manager has obtained an inventory list of the equipment which was supposed to be there. Apparently, many, many pieces of that equipment simply vanished. Again, I am greatly concerned about mismanagement which has continued at the Community Design Center, which relies upon taxpayers funds for its existence.

Therefore, I would immediately ask City Council to direct its Internal Auditor to survey the equipment found at the Comfort Station, determine what items have disappeared, determine the value of those items and provide appropriate measures for follow-up action by the City of Lansing.

I have already directed the City's Human Resources Director and Property Manager to jointly determine which items can be used for City maintenance and which can be allocated to Youth Development Corporation for its maintenance programs in Community Development neighborhoods. Upon completion of the Internal Auditor's review, the Human Resources Director will release any equipment necessary for property management functions. It is my intention that this will save many needed dollars by eliminating future purchases of identical equipment.

Additionally, the Human Resources Director has informed me that Community Design Center has been given an opportunity to purchase other nonexpendable property items in its possession. CDC can purchase this equipment, which originally cost \$13,559.72, for its depreciated value of \$1,316.26. CDC was so informed on January 9, 1980. However, to date no check has been forthcoming for this purchase. Therefore, I have directed the Human Resources Director to re-contact CDC with the stipulation that this offer is good until March 31, 1980. If no check has been received by that time, then the property will be returned to the City of Lansing to assist other agencies which are presently under contract with the City.

Your assistance as I have requested above will be appreciated. I believe that City Council shares with me the concern about continued mismanagement by any publicly supported agency. I have taken those steps available to me to correct same.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Human Services.

February 27, 1980

Council President Louis Adado and
Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and
Council Members:

The U. S. Department of Housing and Urban Development has notified the City that our target amount for the sixth year Community Development Block Grant Application has been increased an additional

\$280,000 to \$2,151,000.00. In making this announcement to us they have indicated that our application should reflect the new target figure which they have given us.

The Planning Director is recommending that the City allocate this \$280,000 in the following manner:

1. **Capitol Commons Public Improvements**—allocate \$210,000 which is the amount needed to complete the Capitol Commons public improvements for Phase I.
2. **South Washington Mall**—allocate \$70,000 which will complete the funding of the 100 Block of the South Washington Mall project.

Both of the above projects have previously been funded with Community Block Grant funds and requests for the above amounts had been included in the Capital Improvements budget request for the coming fiscal year. With the extreme shortage of capital improvement funds available through our general fund, I am concurring with the Planning Director's request to include these two projects within the Community Development Block Grant allocation for the 6th year.

Since you have already approved the budget for the application using the grant amount originally stated by HUD, plus the funds to be reprogrammed, it is necessary for you to approve the addition of these two items to the Community Development Block Grant application and budget for the coming year.

Enclosed please find a resolution which concerns with this revision. It is my hope that your action can be completed in time for us to submit our grant budget for A95 review on March 4th, 1980.

Thank you for your attention to this request, if you should need additional information, please contact Mr. Alan Tubbs, Planning Director or Mr. Robert Harris, Coordinator for Community Development Block Grant Program.

Sincerely,

GERALD W. GRAVES,

Mayor.

Referred to Committee of the Whole.

DATE: 2/28/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Public Service Director Re: Public Improvement I for construction of curb and gutter and necessary drainage on Vine Street from Magnolia Street to Fairview Street

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 2/28/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director
Re: Downtown Historic District Nominations

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

RESOLUTIONS

By GENERAL SERVICE COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, the City Council of the City of Lansing has determined a need to initiate policy guidelines relative to the procurement of outside professional services; and

Whereas, a written policy will provide guidance in this area, and

Whereas, Department heads may not obligate the City financially by signing contracts, and therefore the Mayor and City Clerk will be responsible for signing all contracts on behalf of the City;

Be It Hereby Resolved, in the event the City of Lansing or any of its officers or agencies hire outside professional services, the agreement to obtain such services shall be evidenced by a written document signed by, or on behalf of, the entity which is to render the professional service which at a minimum shall set forth:

- 1) a description of the services to be rendered,
- 2) the identity of the entity to render the services,
- 3) the basis on which the City is to be charged for such services (e.g. flat rate, hourly charges plus expenses, etc.),
- 4) a maximum charge for said services or, alternatively, a provision that services

shall not be rendered for compensation in excess of a sum certain without further written authorization by the City of Lansing.

- 5) In the event compensation is to be paid in any manner other than in a sum certain for the services to be rendered, a contractual provision will be included that billings for such services be made periodically, preferably monthly and in no case less often than quarterly; and

Be It Further Resolved, where more than one entity is able to render the professional services desired by the City and when such entities are in all respects equally capable of rendering the described services, hiring preference shall be given to the entity which maintains a regular office within the City of Lansing; and

Be It Finally Resolved, all such agreements for professional services shall not be effective until approved as to form by the City Attorney and certified as to the availability of funds by the City Controller.

By COUNCILMAN McKANE—

That the resolution be amended as follows:

That in the 5th paragraph after the words "shall be given" add the following wording: "whenever possible."

Carried.

The resolution as amended was adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nays: Councilman Blair—1.

By COMMITTEE ON GENERAL SERVICES—

Resolved by the City Council of the City of Lansing:

That the Dave Tinsley Shrine's request for a 24-hour liquor permit for a spring dance on the 7th of June, 1980 at the National Guard Armory be approved provided the special 24 hour liquor permit is obtained from the Michigan Liquor Control Commission.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON GENERAL SERVICES—

Resolved by the City Council of the City of Lansing:

That the Michigan United Conservation Club's request for a 24 hour liquor permit for the 12th of April, 1980 at the National Guard Armory (2500 South Washington) is hereby approved provided the special 24 hour liquor permit is obtained from the Michigan Liquor Control Commission.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Mayor has submitted a recommendation from the Traffic Board regarding parking on Kellybrook Drive south of Victor Avenue; and

Whereas, the Traffic Board's recommendation would create an undue hardship on a commercial property in the area; and

Whereas, the Committee on Public Properties and Safety has proposed a compromise that satisfies the commercial property owner;

Now, Therefore, Be It Resolved, the Lansing City Council hereby establishes **NO PARKING AT ANY TIME** on the west side of Kellybrook Drive from Victor Avenue south.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Traffic and Parking Division has recommended, pursuant to resident concerns, that parking be restricted on Benjamin Drive;

Now, Therefore, Be It Resolved by the City Council of the City of Lansing that parking be prohibited on the south side of Douglas Avenue from Benjamin Drive to 190 feet west of Benjamin Drive; and

Be It Further Resolved, the Traffic and Parking Division is hereby additionally authorized to install warning signs for traffic on Douglas Avenue.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the construction of the Pacesetter Bank in the Plaza Center has resulted in a need for revision of existant parking restrictions on both Capitol and Michigan Avenues, and

Whereas, the Committee on Public Properties and Safety has studied and discussed a wide variety of concerns with the Traffic and Parking Division Staff, now

Therefore, Be It Resolved, by the City Council of the City of Lansing, the following changes in parking regulations on Capitol and Michigan Avenues are hereby authorized and approved:

No Stopping-Standing-Parking—

Capitol Avenue—East Side—Allegan St. to 152 ft. south of Michigan Avenue.

Load Zone—

Capitol Avenue—East Side—152 ft. south of Michigan with Taxi Stand at northerly end. (20 ft.)

Michigan Avenue—South Side—80 ft. east of Capitol to 165 ft. east of Capitol.

One Hour Metered Parking—

Michigan Avenue—South Side—155 ft. east of Capitol to 235 ft. east of Capitol.

No Parking At Any Time—

Capitol Avenue—East Side—Michigan Ave. to 60 ft. south of Michigan Ave.

Michigan Avenue—South Side—Capitol Ave. to 60 ft. east of Capitol.

One Hour Handicapper Parking—

Michigan Avenue—South Side—60 ft. east of Capitol to 80 ft. east of Capitol.

Additional Taxi Stand—

Michigan Avenue—North Side—132 ft. west of Grand to 154 ft. west of Grand, immediately west of existing bus stop.

By COUNCILMAN LINDEMANN—

That the resolution be amended as follows:

In the 3rd paragraph under "Load Zone" 1st line after the words "East Side" insert "60 ft. south of Michigan Avenue to".

Carried.

The resolution as amended was adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council has established a policy regarding the disposition of vacant lots in Neighborhood Development Areas; and

Whereas, Section 8-403.4 of the City Charter of the City of Lansing requires that the City Council approve proposed sales of real estate,

Now, Therefore, Be It Resolved by the Lansing City Council that the following proposed sale be and is hereby approved:

To the Diocese of Lansing (Cristo Rey Community Center), the property legally described as Lot 25, Block 2, Handy Home Addition, City of Lansing, Ingham County, Michigan (Commonly known as 1307 N. High Street, 3301-10-157-251-1).

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing does hold title to the property legally described as:

Com at SE cor Lot 21, Howard Heights Sub, th E on S line Sec 4 to E N & S $\frac{1}{4}$ Line Sec 4, N on said $\frac{1}{4}$ Line to S Line Douglas Ave, Wly on S Line Douglas Ave to NE cor Lot 21, Howard Heights Sub, S to beg; Sec 4 T4N, R2W.

Parcel No. 3301-04-459-071-1
City of Lansing
% City Controller
Public Service Department

and

Whereas, the City of Lansing requires the west 60 feet of this parcel for Street Right-of-Way being Benjamin Drive; and

Whereas, the Board of Water and Light has a well on the east side of this parcel; and

Whereas, the subject parcel is under the jurisdiction of the Public Service Department; and

Whereas, the transfer of the east 45 feet of this parcel to the Board of Water and Light would be of benefit to the Board, Public Service Department and the Controllers Office as it would eliminate con-

fusion over the maintenance of the parcel,

Now, Therefore, Be It Resolved that the Public Service Department transfer its jurisdiction over the following described land to the Board of Water and Light:

Commencing 60 feet east of Southeast Corner Lot 21, Howard Heights Sub., thence east on south line Section 4: 45 feet more or less to E $\frac{1}{4}$ line, thence north on E $\frac{1}{4}$ line to south ROW line of Douglas Ave.; thence northwesterly along S line Douglas Ave. to point 60 feet more or less southeasterly from northeast corner of said Lot 21, thence South to point of beginning.

and that the Public Service Department shall have jurisdiction over the land described as:

Commencing at southeast corner Lot 21, Howard Heights Sub., thence east on south line Section 4, 60 feet thence north to South ROW line of Douglas Ave.; thence northwesterly 60 feet more or less to northeast corner of said Lot 21, South 132 feet to beginning,

this land being required for Street Right-of-Way (Benjamin Drive).

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That a public hearing before the City Council is hereby scheduled for Monday, March 17, 1980, at 7:00 p.m. in the 10th floor Chambers of City Hall, to receive citizen comment on the proposed sale of City property in the 3200 block of West Miller Road, legally described as:

A parcel of land described as beginning at a point which is located 440 ft. west of the north $\frac{1}{4}$ corner of Section 7, T3N-R2W, Delhi Township (now City of Lansing), Ingham County, Michigan, th. N. 88° 32' 24" W., 220 feet; th. S. 01° 22' 43" W., 664.82 feet; th. S. 01° 20' 02" W., 589.7 feet; th. S. 84° 44' 34" E., 166.45 feet; th. S. 86° 32' 00" E., 164.33 feet; th. N. 01° 18' 16" E., 612.40 feet; th. N. 01° 22' 57" E., 326.90 feet; th. N. 88° 32' 24" W., 110 feet; th. N. 01° 22' 57" E., 326 feet to place of beginning. Said parcel of land containing 8.7 acres more or less.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

P-1-80

Cloverland Square, formerly
Cedar Woods (north of Jolly Road)
Final Plat Approval

Whereas, John Bondarenko has requested final approval of the preliminary plat of Cloverland Square Subdivision, formerly Cedar Woods Subdivision; and

Whereas, the Planning Department, in accord with the provisions of Section 37-8 (b) of the Subdivision Regulations, City of Lansing, has reviewed this application and recommended approval thereof; and

Whereas, the Physical Development Committee of City Council has reviewed the report of the Planning Department and concurs therewith;

Now, Therefore, Be It Resolved, that the final preliminary plat of Cloverland Square Subdivision is hereby approved subject, however, to all conditions as set forth by the City Council at the time of tentative preliminary approval.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

SUP-12-79
1400 Block of West Jolly Road
Home for the Aged

Whereas, Glen Ballans has requested approval of a Special Use Permit to allow the development of a home for the aged on property located in the 1400 block of West Jolly Road; and

Whereas, the Planning Board held a public hearing on this request at their meeting of December 4, 1979, and at their meeting of December 18, 1979, recommended to City Council that this Special Use Permit be modified, to limit development of the site to approximately a 100 bed facility, along with other conditions that would:

- 1) limit the height of the building to two stories,
- 2) require landscaping, screening and buffering,
- 3) placement of the building so as not to crowd adjacent property lines,
- 4) a redesign of the delivery service area, and
- 5) clearly defined pedestrian walkways to the parking area and the sidewalk along Jolly Road; and

Whereas, the City Council held a public hearing on this proposal at their meeting of February 18, 1980, at which time it was referred back to the Physical Development Committee of City Council; and

Whereas, the Physical Development Committee, at their meeting of February 22, 1980, reviewed this request in conjunction with the proposal by Mr. Ballans to allow the development of a 120 bed facility, and following their discussion recommended unanimously to refer the matter back to the Planning Staff for further review and revised proposal by Mr. Ballans to develop a 120 bed facility;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing refers this matter back to the Planning Department for review and report.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

SUP-13-79
640 Maplehill

Whereas, pursuant to Section 36-42 (11) of the Lansing Zoning Code, a request was made by Capital Area Community Services, Incorporated for a special use permit to allow the operation of eleven (11) Head Start Program classrooms to provide preschool education for a maximum of 330 children in two half day sessions, upon the premises commonly known as 640 Maplehill (formerly Maplehill School), more particularly described as:

Parcel Number: 3301-33-282-051

Lots 208-221, inclusive, Maplehill Subdivision, City of Lansing, Ingham County, Michigan; and

Whereas, the Planning Board, at their meeting on January 8, 1980, held a public hearing and following the public hearing, at their meeting of January 22, 1980, recommended that the City Council grant the special use permit, subject to conditions; and

Whereas, the Physical Development Committee of the Council, to whom the report of the Planning Board was referred, concurred therewith;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing officially expresses its intent to approve the Special Use Permit Number 13 of 1979 upon certification by the Planning Department, Department of Building Safety and Development, and the Fire Prevention Bureau that all necessary code compliance alterations

have been completed and upon certification by the Planning Department and Traffic Engineer that a revised site plan including:

- a) Off street parking and access drives
- b) Screening and buffering,
- c) Play area, and
- d) On site drainage

has been submitted and approved.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, by way of letter dated February 25, 1980, the Lansing City Clerk has advised this Council that the Safe Water Club has filed the requisite number of petitions necessary to place a Charter amendment before the electorate at the next general election in November, 1980; and

Whereas, the Lansing City Clerk has requested authorization to transmit the petitions and ballot language to the Governor and other State officials in compliance with the requirements of the Home Rule Cities Act, being MCLA 117.1 et seq; now, therefore, be it

Resolved, that the City Clerk is hereby authorized and directed to transmit the petitions and proposed ballot language to the Governor and Attorney General for their review and comment as required by State law.

Adopted by the following vote:

Unanimously.

ZONINGS

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the 27th day of June, 1977, this Council was petitioned to change the following described property from "J" Parking District to "A" One Family Residence District, all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 6th day of September, 1977, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-24-77—2908 Belaire Drive;

more particularly described as:

Lots 7 and 8, Eaton Downs Subdivision, City of Lansing, Ingham County, Michigan;

from "J" Parking District to "A" One Family Residential District.

Whereas, pursuant to Act 207, Public Acts of 1921 as amended, the Planning Board advised the City Council to approve this petition; and

Whereas, the Physical Development Committee of City Council has reviewed this request with members of the Planning Department staff; and

Whereas, the original petition filed in June of 1977 is no longer consistent with the desires of the petitioner, who now wishes the property to remain "J" Parking District.

Now, Therefore, Be It Resolved, the City Council of the City of Lansing ordains that the above described property from "J" Parking District to "A" One Family Residential District be denied.

Adopted by the following vote:

Unanimously.

INTRODUCTION OF ORDINANCE

The following ordinance of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by deleting subsection (A) of Section 4-27 to eliminate the Code provision for hours of operation of a Cabaret—(Unlawful Acts), was introduced by Councilman Brenke, read a first and second time by its title and referred to the Committee on General Services.

By PHYSICAL DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Resolved by the City Council of the City of Lansing, that a public hearing be held on the revision of section 38-2 of the Code of Ordinances, on March 10th at 7:00 p.m. in the City Council Chambers.

Adopted by the following vote:

Unanimously.

By GENERAL SERVICES COMMITTEE—

Resolved by the City Council of the City of Lansing, that a public hearing be held regarding the revision of the Cabaret Ordinance by eliminating the Code provision for hours of operation of a cabaret (Sec.

4-27) on the 10th of March at 7:00 p.m. in the Council Chambers.

Adopted by the following vote:

Unanimously.

REMARKS FROM THE EXECUTIVE ASSISTANT:

No remarks.

REMARKS BY THE CITY COUNCIL:

No remarks.

By COUNCILMEN LINDEMANN-McKANE—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived for the purpose of presenting items that are not listed on the agenda.

Carried.

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City of Lansing:

Whereas, the Demolition Board of the City Council of the City of Lansing has determined that the structure at 232 S. Logan St. and 1704 Maplewood should either be made safe or razed.

Now, Therefore, Be it Resolved, that the City Council of the City of Lansing will conduct a public hearing at 7:00 p.m., March 10, 1980, in the City Council Chambers to hear all relevant information on why the above properties should not be made safe or razed.

Adopted by the following vote:

Unanimously.

By COUNCILMAN McKANE—

Resolved by the City Council of the City of Lansing:

Whereas, members of the United Auto Workers Amalgamated Local No. 724 are currently striking the Lindell Drop Forge Company, and

Whereas, the union has requested permission to temporarily park a camper pick-up truck on City property between the curb and sidewalk on South Logan near the entrance to the employees parking lot to provide shelter from the elements for persons on the picket line, now

Therefore, Be It Resolved, by the City Council of the City of Lansing, the parking of one such vehicle is hereby authorized for the duration of the strike.

By COUNCILMAN McKANE—

That the resolution be amended as follows:

In the last paragraph, last line after the word "strike" delete the period (.) and add the following wording: "provided the placement of said vehicle shall not obstruct traffic or the vision of traffic on Logan Street".

Carried.

The resolution as amended was adopted by the following vote:

Unanimously.

By COUNCILMAN BLAIR—

That this meeting stand adjourned.

Carried.

Council adjourned at 8:05 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

March 3, 1980

F/B

CITY CLERK'S OFFICE

Room 921, City Hall

Lansing, Michigan 48933

Address Correction Requested

BULK RATE

U. S. POSTAGE

PAID

Permit No. 1461

Lansing, Michigan

153

**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
OF THE CITY OF LANSING**

Proceedings, March 10, 1980

CITY COUNCIL ROOMS

Lansing, Michigan

March 10, 1980

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by President Adado.

Present: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Mayor Graves.

Pledge of Allegiance was lead by Councilman Lindemann.

PUBLIC HEARINGS

March 10, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed revision of the

Cabaret Ordinance by eliminating the Code provision for hours of operation of a Cabaret (Section 4-27).

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed revision he had the privilege of speaking at this time.

No person spoke.

Referred to Committee on General Services.

March 10, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed revision of Section 38-2 of the Code (Definitions—purpose of encouraging the clearing, replanning, rehabilitation and modernizing of blighted areas within the City.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed revision he had the privilege of speaking at this time.

No person spoke.

Referred to Committee on Physical Development.

March 10, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the properties located at 232 S. Logan St. and 1704 Maplewood Avenue as to whether they should be either made safe or razed.

The Council President announced that if there was anyone present who had any suggestion or objections to make to the proposed propertise he had the privilege of speaking at this time.

Michael Perry, attorney for property owner at 232 S. Logan St., spoke.

Michael Vanderlip, 12 N. Hamilton St., Ypsilanti, Mich., spoke relative 1704 Maplewood Ave.

Ruth Huer, 109 Garden St., spoke relative 1704 Maplewood Ave.

Chris Valare, 1725 Maplewood Ave., spoke.

Ninabelle Robbins, 1704 Maplewood Ave., spoke.

Referred to Committee on Public Property and Safety.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON NON-AGENDA ITEMS; YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

Wesley Beal, 922 Larned St., spoke.

Stan Rusiecki, 6966 S. Washington Ave., spoke relative property assessment.

Merle Lemon, 1803 Linvall, spoke regarding employee in Park Dept.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

AMUSEMENT —

Crown Amusements, Inc.

RUBBISH HAULER —

Theodo Collins.

CABARET —

Ramada Inn.

PUBLIC DRIVER —

Harry A. Cassidy.

Referred to Committee on General Services.

Steadman and Pierson, Inc., submits preliminary plat of Markland Heights.

Referred to Mayor and Planning Board.

The following claims have been filed:

Jeffrey E. Poorman for damage to his automobile due to hitting a chuck hole on S. Logan St.

John W. Burdick for damage to automobile due to hitting a chuck hole in the drive at S. Washington Park.

Referred to Mayor, City Attorney.

Petitions filed for rezoning:

Z-10-80 —

Commencing at the southeast corner of Lot 27, Assessor's Plat No. 56; thence west along the south line of Lot 27—169.70 feet; thence south 48 feet; thence west 28.50 feet; thence north 120 feet; thence west 25 feet; thence north 180 feet; thence east to the northeast corner of Lot 20, Supervisor's Plat No. 2; thence south to the point of beginning, City of Lansing, Ingham County, Michigan, from "E" Apartment-Shop, "J" Parking and a "CUP" Community Unit Plan Districts to "F" Commercial District—(4318 S. Cedar Street).

Z-11-80 —

That part of the NW $\frac{1}{4}$ of Section 6, commencing at a point 265 feet south of the NW corner of Section 6, T3N, R2W, City of Lansing, Ingham County, Michigan, thence South 89°36' east 405.9 feet parallel with the north section line, thence South 40°23' West 276.09 feet along the easterly line of the former NYC RR., thence South 89°20' West 224.25 feet to the west line of said section, thence north 210.7 feet to the point of beginning, City of Lansing, Ingham County, Michigan, from "E-1" Drive-In Shop and "J" Parking Districts to "F" Commercial District — (5129 S. Waverly Rd.).

Z-12-80 —

Lot No. 10 and also Lot No. 14 of Cedar Acres Subdivision, City of Lansing, Ingham County, Michigan, from "B" One Family Residence District to "J" Parking District—(811 East Rockford Rd. and 2327 Maplewood Avenue).

Referred to Mayor, Planning Board.

Letter from Mrs. Sherman Mossbarger requesting the placement of a traffic light at Jolly Rd. and Wise Rd.

Referred to Mayor.

Liquor Control Commission submits request from Rocky's Teakwood Lounge, Inc., for transfer of ownership of 1979 Class "C" licensed business with dance-entertainment permit at 3600-3602 S. Logan St. from TSD Investment Corporation.

Referred to Mayor, Committee on General Services.

Letter from Greater Lansing Building Association requesting the re-dedication of a portion of Ohio St.

Referred to Mayor, Planning Board.

Reminders and Notifications of the amount of the installment and interest next becoming due on assessments for:

Montgomery Drain Improvement

Pawlowski Creek Drain Improvement

Remy-Chandler Intercounty Drain Improvement.

Referred to Mayor.

State of Michigan, Department of Natural Resources submits copy of letter sent to Robert Lundy in regard to development at the confluence of the Grand River and the Red Cedar River in the City of Lansing.

Received and placed on file with copy to Planning Department.

Letter from the Water Quality Division sent to Director of Public Service in regard to the Wastewater Treatment Plant.

Received and placed on file.

Letter from Steadman & Pierson, Inc., requesting that a variance be granted as provided for under section 37-27 to enable them to sub-divide plat.

Referred to Mayor and Planning Board.

Letter from Citizens' Coordinating Council disapproving the rehiring of Orrin Sharp.

Received and placed on file.

MAYOR COMMENTS ON ANY ITEM ON THE AGENDA:

Mayor commented relative to airline service for Lansing.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING ITEMS LISTED ON THE AGENDA: COMMUNICATIONS AND PETITIONS, COMMITTEE REPORTS, REPORTS OF CITY OFFICERS AND BOARDS, AND RESOLUTIONS. YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

Resolution No. 6 placed on by mistake.

Gary Andrews spoke re: Historic designation.

REPORTS OF COMMITTEES

The COMMITTEE ON GENERAL SERVICES approves the following applications and bonds for licenses:

RUBBISH HAULER —
Theodo Collins.

CABARET LICENSE —
Ramada Inn.

AMUSEMENT —
Crown Amusements, Inc.

PUBLIC DRIVER —
Harry A. Cassidy.

Signed:

**WILLIAM A. BRENKE,
TERRY J. MCKANE,
LOUIS F. ADADO,
Committee on General Services.**

By COUNCILMAN BRENKE—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred the rezoning petition Z-3-80 for property at 5125 North Grand River Avenue from "F" Commercial District to "G-2" Wholesale District, reports as follows:

That said rezoning be approved.

Signed:

**SIDNEY P. WORTHINGTON,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Physical
Development.**

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred the rezoning petition Z-59-79 for property in the 2100 block Glencoe Way from "J" Parking District to "A" One Family Residence District, reports as follows:

That said rezoning be approved.

Signed:

SIDNEY P. WORTHINGTON,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Physical
Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

March 5, 1980

Honorable Mayor and Members
of the City Council

City Hall

Lansing, Michigan 48933

Gentlemen:

I am attaching a letter of intent signed by Greg Koessel an employee of the Internal Audit Department to do business with the City of Lansing in accordance with Chapter 5-5505.1 of the Lansing City Charter.

Very truly yours,

THEO FULTON,
City Clerk.

Received and placed on file.

DATE: 3-5-80

TO: Steve Sawyer, City Attorney

FROM: Greg Koessel, Internal Auditor
Lou Klimecky, Chief of Internal
Audit

SUBJECT: Application for Community Development Rehabilitation Loan

I have recently purchased a house located at 1579 N. Genesee Dr. Preliminary discussions with staff members of the Community Development Housing and Redevelopment Office indicate that the location of this dwelling and my current salary make me eligible to apply for a Section 812 Rehabilitation Loan. I do intend to apply for such a loan. I am hereby providing notice of a potential conflict of interest.

Necessarily, upon approval and acceptance of my application, I would withhold myself from participation in any future audits of Community Development by the City of Lansing Internal Audit Department (as the Federal Government provides for the auditing of the Community Development program on a regular basis, the chances of Internal Audit involvement in the C.D. program is quite minimal).

I forward this memo for your review and approval. Thank you for your consideration.

Lansing Fire Department submits Annual Report 1979.

Referred to Committee on General Services.

March 6, 1980

President Adado and Members

Lansing City Council

Gentlemen:

Attached please find an application for a parade permit from the Lansing Downtown Business Council, scheduled for 11:05 A.M. on Monday, March 17, 1980, which has been approved by all the necessary departments.

Our personnel estimate this will cost the City a total of \$242.06, which represents one Sergeant, six Police Officers and seven vehicles for two hours.

This is being sent for final approval from your body.

Respectfully yours,

RICHARD A. GLEASON,
Chief of Police.

By COUNCILMAN GUNTHER—

That we concur in the recommendation of the Chief of Police and said parade permit be granted as this has had the approval of all the required departments.

Carried.

Internal Audit Department submits audit of City Personnel Procedures with Addendum I—Personnel Department's Classification and Compensation Adjustment Procedures.

Referred to Committee on General Services.

DATE: 3/3/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached cor-

respondence from the Building Safety and Development Director.

Re: Trash Removal Assessment.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

By COUNCILMAN LINDEMANN—

That we concur in the recommendation of the Mayor and said assessment be placed on the July tax rolls.

Carried.

March 3, 1980

Council President Adado
and Members of City Council

Dear Council President Adado
and City Council Members:

The Miller Road Senior Center has been renovated utilizing grant monies made available from Title V funds through the Michigan Office of Services to the Aging. The renovations having been completed, it has been determined by the State that there is \$6,000 of eligible costs that the City is to be reimbursed for in addition to the original grant award of \$110,000.

Attached is a copy of signed agreement permitting the City to be reimbursed for the additional \$6,000.

Thank you.

Sincerely,

GERALD W. GRAVES,
Mayor, City of Lansing.

Received and placed on file.

March 5, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

In accordance with Chapter 2, Article XIII, Section 2-105 of the Code of Ordinances of the City of Lansing and in order to facilitate the appointment of a well qualified candidate to the position of Director of Personnel and Employee Relations, I am herewith submitting my request that the following portions of the ordinance on qualifications governing this appointment be waived:

1. Master's Degree

2. Supervisory management course work

The rationale for this request is that these are essentially superfluous to the qualifications actually required for successful performance of the job as outlined in the position class specification. In this regard, I call to your attention Subsection three of Section C of Article III, volume I of the City's Position Classification Plan, and I quote: "EEOC Compliance — The City's occupational class titles and class specifications have been updated to conform to EEOC guidelines relating to removal of sexual distinction in titles and artificial barriers to selection and promotion." (Emphasis added). The above-cited graduate degree and course work are not a part of the adopted class specification covering the position and may well constitute such an artificial barrier.

Your prompt consideration and favorable action on this request is necessary in order that the City's personnel and employee relations program not be left in a state of leaderless inaction.

Likewise, there is a legal question relating to the several other departments where Master's degrees, plus additional credit hours are necessary. I draw your attention to these requirements, which were proposed by Councilmen Terry McKane and Richard Baker.

In a recent survey of three large corporations, and the State Civil Service Commission, I found that the excessive requirements of the City of Lansing are not requirements the four use. Representatives of the three successful corporations advised that there are no mandates for a Master's degree, though some college work is preferred for personnel work. The representative of the State Civil Service Commission, also, advised that a Master's degree is not essential for personnel work, but is essential in limited fields of the State of Michigan.

Therefore, I request your re-consideration of said requirements.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on General Services.

March 4, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

Upon learning from public announcements that United Airlines would be substantially cutting back its service to and from Capital City Airport, a Task Force

has been working on the matter of a new carrier, keeping the present level of service in operation, etc. The Task Force has representatives from the Capital City Airport Authority, Ingham County, Michigan State University, East Lansing, Lansing, the unions, businesses and the Michigan State Aeronautics Commission.

Assistance has been rendered to us by the Michigan Aerotautics Commission, by Congressman M. Robert Carr and especially by Governor William G. Milliken and U. S. Senator Carl Levin. Congressman Carr has made contact for us with Wright Airlines. Governor Milliken has made contact for us with Commuter Airlines of the East Coast, while Senator Levin has been in close contact with Republic Airlines.

Following the contact made by Senator Levin with Republic Airlines, that airline has filed a motion with the Civil Aeronautics Board for a waiver of certain restrictions, which if lifted would allow Republic Airlines to provide our users, and users of several other cities, with non-stop service to major transportation hubs such as New York, Chicago and Cleveland. A copy of my latest communication from Senator Levin is attached.

The Civil Aeronautics Board has since responded favorably to the requests of Republic Airlines and Senator Levin. As a result, Republic Airlines made an announcement pertaining to increased services for local Capital City Airport users on flights to and from Chicago and Cleveland (see attached).

I am requesting that you adopt a formal resolution extending appreciation for assistance given to us so far by Governor William G. Milliken, U. S. Senator Carl Levin and Congressman M. Robert Carr.

I will update you on our progress from time to time.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

DATE: 3/6/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Purchasing Director, McKinch.

Re: Cancelling Blanket Order No. D1447 with the Lansing Star, effective March 13, 1980, because of delinquent taxes.

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

DATE: 3/6/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group.

Re: B.F. Goodrich Application for Commercial Facilities Exemption Certificate.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 3/6/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Administrative Services Director.

Re: Resolution to sell property (Parcel No. 3301-04-277-111).

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

March 6, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

In my State of the City Address of 1971, I made the point that "housing needs cannot be resolved by governmental units alone . . ." that "private sources must be found and encouraged to assist and build . . ." I recommended ". . . an amendment to Public Act 18 to allow a housing authority to be formed which could be expanded to cover city, townships and county . . . such a plan would allow a more equitable geographic distribution of housing for the low and moderate income families."

In subsequent State of the City Messages, I stated:

"Michigan and Kentucky are the only two states in the Union which restrict housing commissions or authorities to

the limits of cities and townships. Housing needs are regional in scope. I recommend that the Council adopt and forward to Governor William G. Milliken and members of the Michigan Legislature a resolution requesting an amendment to Public Act 18 to allow a housing authority to be formed which would cover a greater governmental area, on the basis that such legislation will allow a more equitable geographic distribution of housing for low and moderate income families."

"Housing needs cannot be resolved by governmental units alone. Private sources must be encouraged to assist and build. I commend the St. Vincent De-Paul Society and the Methodist Church for their efforts. Too, plaudits are given to the National Grange for constructing 100 units of elderly housing in our area. These steps are worthy of imitation by others including labor, manufacturers, realtors, NAACP, the League of Women Voters and those groups aware of the gigantic national housing problem."

"I recommend that a special committee of city officials be established to educationally assist any private group willing to incorporate for the purpose of constructing low or moderate income housing."

"Lansing, through its Housing Commission and the Federal government, has done more than its fair share in building such housing. We now have, according to our last survey, as many low rental units, on a population basis, as any other city in Michigan. A look at past need figures in relation to units constructed, indicates strongly that the greater the construction, the greater the need. In some instances, individuals from outside of the City, and indeed outside of the State of Michigan, are being placed in public housing in a matter of several weeks or months. Lansing has done all anyone can reasonably ask of it. As of this moment, no area governmental unit has constructed a single unit of governmental sponsored low-income housing. The task has fallen strictly upon the City of Lansing. With the single priority of constructing additional units for the elderly, it is now time for other governmental units to join us in our efforts to solve the problem. I urge that both you and the Housing Commission stress the importance of the development of a county and/or tri-county housing commission, so that Lansing will not be the only repository in the metropolitan area for low income people seeking housing."

I know of no formal support for my recommendations of the early 1970's.

Instead, I was the subject of criticism by the then Chairman of the Ingham County Board of Commissioners for not providing sufficient government sponsored housing in the City of Lansing. This criticism was, also, voiced by a member of the Human Relations Board, and others. The United States Department of Housing and Urban Development was hinting that unless local

governmental units participated, other Federal funds might not be forthcoming.

Well, what are the facts

Information compiled by the Community Development Division, and from Tri-County Regional Planning Commission data, clearly shows that the City of Lansing, AS USUAL, has carried more than its share of the load.

For example:

—Lansing provides 60 percent of the Federal and State subsidized units, in the Tri-County Region, though accounting for only 37 percent of the households, while conversely the Tri-County Region provides only 40 percent of the Federal and State subsidized units, though it accounts for 63 percent of the households;

—Lansing, with 49,585 overall households, has 4,599 Federal and State subsidized housing units, which means that **MORE THAN 9 percent** of our housing stock is subsidized, while conversely the rest of the Tri-County Region, with 85,375 overall households, has 3,104 Federal and State subsidized units, which means that **ONLY 3.6 percent** of the Tri-County housing stock is subsidized.

—Lansing has 329, or **100 percent**, of the elderly (low income developments only) in the whole Tri-County Region; 1,081, or **53.3 percent**, of the elderly (low and moderate income developments only); 575, or **100 percent**, of the Family (low income developments only) in the whole Tri-County Region; and, 2,614, or **55.8 percent** of the family (low and moderate income projects only) in the Tri-County Region.

I think each of us agrees that those in need deserve decent housing, especially the Senior Citizens. However, the aforementioned statistics reveal that there is room for soul searching on the part of the Tri-County Region in relation to the achievements of the City of Lansing.

Likewise, the United States Department of Housing and Urban Development is unaware of the fact that the City of Lansing has 4,599 subsidized units of housing, or over 9 percent of the total households of the City. This percentage probably is **GREATER** than any other city in Michigan. This percentage negatively effects our property tax base, especially since subsidized housing does not pay the full property tax. I sincerely hope that some consideration is given to the fact that the inner-City can easily become a center of subsidized units which are not contained proportionately elsewhere in the region. HUD's efforts to revitalize the City cannot be successful unless the low and moderate income people are dispersed somehow equally, rather than concentrating them in the older inner-City areas.

Now, the United States Department of Housing and Urban Development is saying to cities, including our own, "we can provide house improvement funds for houses in the inner-City — **BUT** — only for low income families." A tactical error on the

part of the Federal government. When Community Development Block Grant Funds were made available, all in a specific area could benefit — why not under the Section 312 program? — I will forward to you, within two weeks, a message pertaining to this program, and I will request your support of an effort to let all in the inner-city share in this program, not just those of "low income."

Attached is the statistical data referred to in this communication. With what has been completed, and with what is on the drawing boards, we will have done our share — and more.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file.

March 7, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

In the early 1970's, I recommended that you legally challenge the moving of various offices of the State of Michigan to the State Secondary Complex in Eaton County. The recommendation was based on my view that the State Constitution and various laws were being violated. You finally acted two years later, after various complaints came forth from various citizens. The City of Lansing won that case against the State of Michigan on the basis that Lansing is "the Capitol City," is the "seat of government," etc.

As a result, and because the State of Michigan then possessed a new 20,000 square foot, General Office Building located in the Secondary Complex which would be hindered from use, and because insufficient office space was not yet available in the City of Lansing, Governor William G. Milliken established an Ad Hoc Advisory Committee to study the problem and report back to him. The Committee consisted of representatives of his staff, of the Legislature, of the City of Lansing, and two citizens. Louis E. Legg, Chairman of the State Building Commission, was appointed Chairman of the Ad Hoc Advisory Committee.

We finished our report to Governor Milliken in March, 1976. Same is attached.

Under no circumstances was the Department of Labor of the State of Michigan to be allowed to go into the Secondary Complex. In fact, legal restrictive provisions required the Department of Labor to be "in Lansing" and "in the City of Lansing" (see pages 4, 5 and 6 of the report).

On a Sunday, prior to August 10, 1976, the Department of Labor, including its Di-

rector and Deputy Director, moved into the Leonard Plaza Building in the 300 Block of the North Washington Mall. On August 11, I visited the Leonard Plaza Building and personally welcomed the then Director, Keith Molin, and most of his executive staff, and the administrative staffs of the Michigan Employment Relations Commission and the Bureau of Workers' Disability Compensation, to the City of Lansing.

NOW COMES THE PROBLEM. The Department of Labor of the State of Michigan has moved itself out of the Leonard Plaza Building to the Secondary Complex. This is contrary to the agreements of 1976, and the law case prior to the decisions of the Ad Hoc Advisory Committee. Patrick Babcock, Director of the Department of Labor, was a member of the Governor's Ad Hoc Advisory Committee, so was aware of the report from that Committee to the Governor. The move was not approved by the State Building Commission. A trust has been violated.

Be advised, therefore, that I will be in contact with the Office of the Governor, and the Bureau of Facilities of the State of Michigan. I will advise.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file.

RESOLUTIONS

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the Lansing City Council hereby confirms the Mayor's appointment of Douglas MacArthur, 4623 Stillwell, to the Lansing Traffic Board for a term to expire on June 30, 1981.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Traffic Engineer has reported a hazardous traffic situation on Shepard Street just north of I-496; and

Whereas, the Committee on Public Properties and Safety has proposed a 4-way stop at the Shepard/Elizabeth intersection as a means to alleviate the hazard, receiving concurrence from the Traffic Engineer;

Now, Therefore, Be It Resolved the Lansing City Council hereby approves a 4-way stop at the intersection of Shepard Street and Elizabeth Street.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That public hearings be scheduled for Monday, March 17, 1980, at 7 p.m. in the Council Chambers, 10th Floor, City Hall, to receive public comment on the following proposed ordinances:

- Revising Chapter 9 of the Lansing Code of Ordinances (Building Code)
- Revising Chapter 9B of the Lansing Code of Ordinances (Mechanical Code)
- Revising Chapter 9C of the Lansing Code of Ordinances (Plumbing Code).

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Mayor has forwarded a recommendation from the Lansing Traffic Board about traffic restrictions at the intersection of Kalamazoo Street and South Cedar Street;

Now, Therefore, Be It Resolved the Lansing City Council hereby concurs with the recommendation to allow left turns from westbound Kalamazoo to southbound during the morning hours of peak traffic flow; and

Be It Further Resolved traffic regulations for this intersection shall be amended to prohibit left turns from westbound Kalamazoo to southbound Cedar only during 4-6 p.m., Monday through Friday; and

Be It Finally Resolved the Traffic Engineer is requested to monitor the intersection and report in 90 days to the Committee on Public Properties and Safety.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, media reporters have requested that additional parking spaces near City Hall be designated for their use; and

Whereas, the Traffic Engineer has proposed a location for three spaces to be labeled "Press Parking";

Now, Therefore, Be It Resolved the Lansing City Council hereby approves the Traffic Engineer's proposal to locate three non-metered "Press Parking" spaces on the south side of Ottawa Street, just east of the Washington Square Mall.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Mayor has forwarded recommendations by the Traffic Board to better control traffic on Stoneleigh Drive and Provincial House Drive; and

Whereas, the Traffic Engineer has contacted area neighborhood groups, who have concurred with these changes;

Now, Therefore, Be It Resolved the Lansing City Council hereby adopts the Traffic Board's recommendations, and approves a 3-WAY STOP at the T-intersection of Provincial House Drive and Artisan Drive, and approves a YIELD sign on eastbound Wabash Street at Stoneleigh Drive; and

Be It Further Resolved the Traffic Engineer is requested to monitor this area to determine whether additional traffic control is needed, especially at the intersection of Stoneleigh Drive and Provincial House Dr., with a report back to the Committee on Public Properties and Safety in 90 days.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council has established a policy regarding the disposition of vacant lots in Neighborhood Development Areas; and

Whereas, Section 8-403 of the Lansing City Charter requires that City Council approve the sale of real property;

Now, Therefore, Be It Resolved the Lansing City Council hereby approves the following proposed sale, subject to existing policy:

To James Bowden, Jr., and Ann Bowden, husband and wife, the property known as 1107 Dakin Street, parcel number 8301-22-253-021-0, legally described as Lot 294, Excelsior Land Company Subdivision, City of Lansing, Ingham County, Michigan.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, officials at Sparrow Hospital have requested City permission to remove the curb extension on East Michigan Avenue near the hospital, due to traffic congestion at the entrance to their visitors' parking lot; and

Whereas, the City Attorney's office has reported there are no restrictions to the granting of this request;

Now, Therefore, Be It Resolved the Lansing City Council hereby approves the removal of the curb extension on the north side of East Michigan Avenue, near Sparrow Hospital and authorizes the Mayor to have this completed in the most expeditious manner possible, with costs of the removal and restoration of curbing to the original site to be paid by Sparrow Hospital.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTY AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the recently created Citizens Planning Committee for the Foster Street Community Center has a vacancy for a member representing the business sector; and

Whereas, the Eastside Commercial Club was requested to nominate a local business person to fill this vacancy; and

Whereas, the Eastside Commercial Club has nominated Kenneth L. Hough, 910 Clark, owner of Harold's Interiors at 925 E. Michigan Avenue;

Now, Therefore, Be It Resolved the Lansing City Council hereby appoints Kenneth L. Hough to the Citizens Planning Committee for the Foster Street Community.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council has established a Lansing Industrial Development District IPR-7-78 in the City of Lansing, pursuant to Act 198, 1974 and

Whereas, Litho Plate Supply Company has submitted an application for an industrial Facility Exemption Certificate in said Industrial Development District IPR-7-78, and

Whereas, a hearing was held on Litho Plate Supply's application for an exemption certificate on December 10, 1979 at which time all interested persons had an opportunity to be heard, and

Whereas, Litho Plate has met the requirements for said exemption certificate as required in Public Act 198, and

Whereas, this Council finds that the granting of this exemption certificate, considered with the aggregate amount of Industrial Facilities and Commercial Redevelopment Exemption Certificates previously granted and currently in force shall not have the effect of substantially impeding the operation of the City of Lansing nor impairing the financial soundness of taxing units levying ad valorem property taxes in the City of Lansing; see memorandum of the Finance Director dated November 14, 1979 attached hereto;

Now, Therefore, Be It Resolved that the Council of the City of Lansing approve the application from Litho Plate Supply Company for an exemption certificate in Lansing Industrial Development District IPR-7-78 and shall remain in effect for a period of 11 years.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nay: Councilman Blair—1.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas it is necessary to hold a public hearing on the proposed establishment of a Lansing Industrial Development District IPR-2-80, Ace Wrecking Company, 920 E. Gier Street, Lansing, Michigan, more particularly described as:

Comm SE cor Lot 16 Spencer's Sub, thence NLY on E line of said sub 284.5 ft, ELY 20.8 ft. to SE corner Lot 12 Randall's Sub, NLY 433.22 ft. on E line Randall's Sub extended, ELY 386.65 ft. to SE corner lot 120.3 ft, S 89 deg 49 min 40 sec E 3.18 ft. S 19 deg 38 min

20 sed W 888.2 ft, N 87 deg 49 min 43 sed W 188.12 ft, to pt. of beg; Sec 3 T4N R2W.

Now, Therefore Be It Resolved that the City Clerk give at least ten (10) days notice of a public hearing when all persons interested may attend and make any objections they may have to such proposed district; and

Be It Further Resolved that such hearings be held at the Council Chambers in the City Hall on the 31st day of March, 1980 at 7:00 p.m.; and that notice of such hearing be published in a publication of general circulation in said city.

Adopted by the following vote:

Unanimously.

By PHYSICAL DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, there is a vacancy on the Housing and Redevelopment Advisory Board, and

Whereas, the Mayor has submitted the name of Mr. W. David Boehm, 1800 Sunnyside to fill said vacancy,

Now, Therefore, Be It Resolved, by the City Council of the City of Lansing, Mr. W. David Boehm is hereby confirmed as a member of the Housing and Redevelopment Advisory Board for a term which expires in June, 1983.

Adopted by the following vote:

Unanimously.

By PHYSICAL DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, the character of downtown Lansing will be greatly enhanced by the preservation of certain historically significant structures which will contrast with new development, and

Whereas, the Lansing Planning Board has made certain recommendations to the Michigan History Division relevant to the nomination of historic buildings to the National Register of Historic Places, which have been referred to the Committee on Physical Development, and

Whereas, the committee has discussed, reviewed and suggested some modifications,

Now, Therefore Be It Resolved, by the City Council of the City of Lansing that item B of the Planning Board's report, the adoption of specific administrative proce-

dures to be incorporated in the History Division's selection process and item D, which suggests all nominations be handled in a consistent manner, are approved and concurred in, and

Be It Further Resolved, only the following buildings shall be nominated for designation as part of a multi resource district on the National Register of Historic Places at this time:

- 1) State Capitol Building
- 2) 1st Baptist Church—227 N. Capitol
- 3) Central United Methodist Church—215 N. Capitol
- 4) Lansing Women's Club—118 W. Ottawa
- 5) Michigan Millers Mutual Insurance Co.—120-122 W. Ottawa
- 6) Bank of Lansing—101 N. Washington Square
- 7) Capitol National Tower (Michigan National)—124 W. Allegan
- 8) Masonic Temple (Cooley Law School)—217 S. Capitol
- 9) Michigan Theater and Arcade—211-219 S. Washington
- 10) Board of Water & Light Generating Station—Grand Ave.

Be It Finally Resolved, the Lansing City Council recommends the nomination of the Board of Water and Light Generating Station only under the condition that such designation shall be made concurrently with a written agreement from the Historic Preservation Review Board to the Lansing Board of Water and Light stating that alterations for the purposes of air and water pollution abatement shall be exempted from historic review.

By COUNCILMAN GUNTHER—

That there be a division on the voting in this resolution; and that the Board of Water & Light Generating Station on Grand Avenue be voted on separately.

Carried.

The following vote was taken on the resolution excluding the Board of Water and Light Building.

Adopted by the following vote:

Unanimously.

The following vote was taken on the Board of Water and Light Generating Station—Grand Avenue.

Yeas: Councilmen Adado, Belen, Blair, Brenke, Lindemann, McKane, Worthington—7.

Nay: Councilman Gunther—1.

By COMMITTEE ON HUMAN SERVICES—

Resolved by the City Council of the City of Lansing:

Whereas, the Mayor has advised that the administration has offered certain non-expendable property items for sale to the Community Design Center; and

Whereas, this equipment originally cost \$13,559.72 and is being offered for its depreciated value of \$1,316.26; and

Whereas, CDC Director Pat Smith has informed the Human Services Committee of CDC's intent to purchase this equipment by the Mayor's deadline of March 31, 1980;

Now, Therefore, Be It Resolved the Lansing City Council hereby concurs in the Mayor's offer to sell this equipment to the Community Design Center.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT I

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the Mayor and City Council of the City of Lansing, that it is hereby determined to be a public necessity to construct curb and gutter and the necessary drainage in Vine Street from Magnolia Street to Fairview Street, as petitioned for (See Petition No. CG-1 on file with the City Clerk); signed by owners of 75% of the benefited frontage, signed by 75% of the benefited owners.

That the Department of Public Service be and hereby is directed to cause to be prepared so far as necessary, diagrams and plats of the whole of said district, and/or plans and specifications for such project, and is further directed to estimate in detail the cost of said project, and furnish said information to the Council.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the Mayor and City Council of the City of Lansing, that it is hereby determined to be a public necessity to construct storm sewer in Sidney Street from Reo Road to Jolly Road, as ordered for (See Petition No. S-1-80 (invalid) on file with the City Clerk) see Council Resolution 3/10/80; signed by 29.4% of the benefited owners, signed by owners of 20.3% of benefited frontage.

That the Department of Public Service be and hereby is directed to cause to be

prepared so far as necessary, diagrams and plats of the whole of said district, and/or plans and specifications for such project, and is further directed to estimate in detail the cost of said project, and furnish said information to the Council.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nay: Councilman Blair—1.

ZONINGS

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the 7th day of January, 1980, this council was petitioned to change the following property from "F" Commercial District to "G-2" Wholesale District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 3rd day of March, 1980, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-3-80—5125 North Grand River Avenue, 3301-06-102-003.

More particularly described as:

Commencing 273 feet east of the northwest corner of Lot 1, thence north 111.75 feet to the most northerly corner of Lot 1, southeasterly 244.33 feet to the northeast corner of Lot 1, southwesterly 140.43 feet along the east line of Lot 1, northwesterly 210 feet to beginning, Mount Vernon Park, City of Lansing, Ingham County, Michigan;

from "F" Commercial District to "G-2" Wholesale District.

Whereas, pursuant to Act 207, Public Acts of 1921 as amended, the Planning Board advised City Council to approve the request subject to conditions; and

Whereas the Physical Development Committee of City Council, who reviewed the report of the Planning Board, did concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the request to rezone the above described property from "F" Commercial District to "G-2" Wholesale District be approved subject to the following conditions:

- 1) Specific off street parking spaces for delivery and other vehicles not in use or awaiting repair need to be established. These should be reviewed and approved

by the Planning Department staff and Traffic Engineering staff prior to occupancy of the site.

- 2) It should also be stressed that the open storage of;
- a) more than one unlicensed or inoperable vehicle,
 - b) parts of motor vehicles, and
 - c) any other materials cited in the Junk Yard Ordinance is prohibited.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the 17th day of December, 1979, this council was petitioned to change the following described property from "J" Parking District to "A" One Family Residence District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 25th day of February, 1980, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-59-79—2100 block of Glencoe Way,
3301-06-351-002.

More particularly described as:

Beginning at a point 50 feet East, thence 695.1 feet north 0°07' East, and thence south 89° 53' east 450 feet of the southwest corner of Section 6, T4N, R2W and being a part of Outlot B of Waverly Heights Subdivision No. 6, City of Lansing, Ingham County, Michigan; thence south 89° 53' east 80 feet; thence north 26° 37' east 65.13 feet; thence 96.39 feet on an arc whose radius is 541.52 feet and whose chord is described as being north 21° 31' 02" east 96.26 feet; thence north 89° 53' west 128.23 feet; thence south 06° 16' 15" west 148.77 feet to the point of beginning containing 15,816.15 square feet,

from "J" Parking District to "A" One Family Residential District.

Whereas, pursuant to Act 207, Public Acts of 1921 as amended, the Planning Board advised City Council to approve the request; and

Whereas the Physical Development Committee of City Council reviewed the report of the Planning Board and did concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the request to rezone the above described property from "J" Parking District to "A" One Family Residential District be approved.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the 10th day of December, 1979, this council was petitioned to change the following described property from "C" Two Family Residence District to "D-1" Professional Office District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 25th day of February, 1980, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-57-79 — 914 North Pine Street,
3301-09-353-051-3.

More particularly described as:

The west 5 rods of Lot 9, Block D Subdivision of Blocks 26 and 27, Original Plat, City of Lansing, Ingham County, Michigan,

from "C" Two Family Residential District to "D-1" Professional Office District.

Whereas, pursuant to Act 207, Public Acts of 1921, as amended, the Planning Board advised the City Council to deny the request; and

Whereas the Physical Development Committee of City Council has reviewed the report of the Planning Board and does concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the request to rezone the above described property from "C" Two Family Residential District to "D-1" Professional Office District be denied.

Adopted by the following vote:

Unanimously.

By WAYS AND MEANS COMMITTEE—

Resolved by the City Council of the City of Lansing:

That the following transfers be made:

\$ 2,898.00 from Reserve for Contingency
A/C 101-941-000-963

- \$ 2,898.00 to Misc. & Operating Expense—Council—Community Promotion
A/C 101-101-000-741
- \$ 1,400.00 from Property Management Salaries & Longevity—Admin.
A/C 101-265-000-702
- \$ 1,400.00 to Admin. Services/Wages Temporary Help
A/C 101-257-000-707
- \$ 67.15 from General Fund—Estimated Revenues
A/C 101-000-000-160
- \$ 67.15 to General Fund—Fire Adm.—Citizens' Contrib.
A/C 101-337-000-956
- \$ 200.00 from Fire Suppression Salaries
A/C 101-339-000-702
- \$ 200.00 to Fire Maintenance Overtime
A/C 101-338-000-709
- \$ 4,280.00 from Contingency Fund
A/C 255-941-500-969
- \$ 1,000.00 to Grand Recording Fees (City Wide)
A/C 252-843-501-848
- 3,280.00 to Grant Recording Fees (Peripheral)
A/C 252-843-500-848
- \$ 1,874.80 from Estimated Revenues
A/C 280-000-000-160
- \$ 1,874.80 to Citizens Contributions
A/C 280-857-378-956
- \$20,000.00 from Contingency
A/C 255-941-500-969
- \$20,000.00 to Property Operations
A/C 258-831-645-931
- \$ 250.00 from Operating Supplies—Snow Removal
A/C 585-549-000-740
- \$ 250.00 to Equipment Maint.—Snow Removal
A/C 585-549-000-933
- \$ 5,500.00 from Truck Operations—Equipment Maint.
A/C 640-962-000-933
- \$ 5,000.00 to Grader Operations—Equip. Maint.
A/C 640-966-000-933
- 500.00 to Shovel Operations—Operating Supplies
A/C 640-967-000-740

I hereby certify that this is a properly drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Approved:

JACK D. GUNTHER
TERRY J. McKANE,
WILLIAM A. BRENKE.

By COUNCILMAN GUNTHER—

That there be a division on voting for the transfer of funds excluding the transfer for \$2,898.00.

Carried.

The balance of the transfer of funds excluding the \$2,898.00 was adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nay: Councilman Blair—1.

By COUNCILMAN GUNTHER—

That the transfer of funds for the amount of \$2,898.00 be amended as follows:

That the account number be changed from — to Misc. & Operating Expense—Council—Community Promotion A/C 101-101-000-741 to General Parking Fund A/C 101-101-000-962.

Lost by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, McKane—5.

Nays: Councilmen Blair, Lindemann, Worthington—3.

By COUNCILMAN WORTHINGTON—

That we reconsider the vote taken on the \$2,898.00 for General Parking Fund.

Carried.

The following vote was taken on the \$2,898.00 for General Parking Fund.

Adopted by the following ovte:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, McKane, Worthington—6.

Nays: Councilmen Blair, Lindemann—2.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived for the purpose of presenting items that are not listed on the agenda.

Carried.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, on February 11, 1980, City Council adopted the proposed programs, projects, budgets and Housing Assistance Plan contained in the 6th Program Year Application and directed the Mayor to sign and submit the appropriate documents to the proper A-95 review agencies and to the Detroit Area Office of the United States Department of Housing and Urban Development, and

Whereas, the Department of Housing and Urban Development has now indicated that the City of Lansing should revise its application to the amount of \$2,151,000, an increase of \$280,000 over the previously stated amount, and

Whereas, the Department of Housing and Urban Development has indicated that although the grant amount may vary from this amount by up to 10% higher or lower, that the application should now assume this will be the funding level, and

Whereas, additional funds in the amount of \$210,000 are needed to complete public improvements for Capitol Commons, and

Whereas, an additional amount of \$70,000 is needed to complete the 100 Block of the South Washington Mall project,

Now, Therefore, Be It Resolved that the projects and budgets of the 6th Program Year Application be revised to include: \$210,000 for Capitol Commons Public Improvements and \$70,000 for completion of the 100 Block of the South Washington Mall project; and

Be It Further Resolved that the funding for these projects in the 6th Year Applica-

tion is contingent upon the award of the additional \$280,000 in Community Development Block Grant Funds by the Department of Housing and Urban Development.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nays: Councilman Blair—1.

REMARKS FROM THE MAYOR

No remarks.

REMARKS BY THE CITY COUNCIL

No remarks.

By COUNCILMAN BLAIR—

That this meeting stand adjourned.

Carried.

Council adjourned at 8:35 P.M.

THEO FULTON,
City Clerk.

Lansing, Michigan

March 10, 1980

F/B

CITY CLERK'S OFFICE
Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE
U. S. POSTAGE
PAID
Permit No. 1461
Lansing, Michigan

169

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, March 17, 1980

CITY COUNCIL ROOMS

Lansing, Michigan
March 17, 1980

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by President Adado.

Present: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Gunther.

Pledge of Allegiance was led by Steve Avery, Pattengill Jr. High.

By COUNCILMAN McKANE—

That the council proceedings of February 11, 18, 25, 1980 be approved.

Carried.

PUBLIC HEARING

March 17, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed revision of Chapter 9, Section 9-2, of the Lansing Code of Ordinances (Building Code).

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed ordinance he had the privilege of speaking at this time.

Referred to Committee on Public Property and Safety.

PUBLIC HEARING

March 17, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed revision of Chapter 9B, Sections 9B-1, 9B-2, 9B-3, 9B-4 of the Lansing Code of Ordinances (Mechanical Code).

The Council President announced that if there was anyone present who had any suggestions or objections to make to the

proposed ordinance he had the privilege of speaking at this time.

Referred to Committee on Public Property and Safety.

PUBLIC HEARING

March 17, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed revision of Chapter 9C, Sections 9C-1, 9C-2, 9C-3, 9C-18 and 9C-22 of the Lansing Code of Ordinances (Plumbing Code).

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed ordinance he had the privilege of speaking at this time.

Referred to Committee on Public Property and Safety.

PUBLIC HEARING

March 17, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed sale of City property located in the 3200 block of West Miller Road.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed sale of property he had the privilege of speaking at this time.

Referred to Committee on Public Property and Safety.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON NON-AGENDA ITEMS YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

Merle Lemon, 1803 Linval, spoke re: hiring of outside legal aid for labor negotiations.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

CABARET—
Silver Dollar Saloon.

Referred to Committee on General Services.

Summons filed in a Civil Action filed in U.S. District Court by Odell McKissic vs William Renfrew, John Richard, Daniel

Hinds (Police Officers) The Lansing Police Department and the City of Lansing in connection with arrest made in 1978.

Referred to Mayor, City Attorney.

Claims filed by:

Sharon McCarty submitting bill for towing of automobile in connection with an arrest by Lansing Police Department.

Ruth A. Corcoran for damage to automobile due to hitting a manhole cover in 700 block East Shiawassee St.

Referred to Mayor, City Attorney.

Petition filed for CG-2-80 — Curb and Gutter along Bristol Rd. south of Reo Rd.

Referred to Mayor, Committee on Physical Development.

Liquor Control Commission submits the following requests:

From Howard Johnson Company for a transfer of all stock interest in their 1979 Class "C" and SDM licensed business with dance permit and Sunday sales, located at 3224 East Saginaw St. from all existing stockholders to H-J Holding Company.

From John Q's Inc. for transfer ownership of 1975 B-Hotel license from Capitol Savings and Loan Association and transfer of location from escrow at 220 Seymour St. to 111 S. Capitol Avenue.

Referred to Mayor, Committee on General Services.

Request filed for special 24-hour liquor permit for The Independent Order of Foresters Court Wolverine No. 1229 for March 29, 1980, at the Michigan National Guard Armory.

Referred to Mayor, Committee on General Services.

Letters from the Southwest Area District No. 6 Citizens Committee relative:

Parking on Wexford Avenue.

Referred to Mayor, Traffic Board, Committee on Public Property and Safety.

Sale of excess city property on West Miller Road.

Referred to Mayor, Committee on Public Property and Safety.

Letter from Michigan Education Association — Political Action Committee submitting on application/Beer and Wine Sales permit for the "Old Time Political Rally" to be held in Riverfront Park — May 16, 1980.

Referred to Mayor, Committee on General Services.

Letter from Friends of the Rivers designating May 3rd to have a Community "Clean-up the River Day."

Referred to Mayor, Committee of the Whole.

Letter from Michigan Bearing Co. requesting permission to erect a sign on their property on S. Logan St.

Referred to Mayor, Planning Board, Committee on Physical Development.

Copy of letter from Michigan Municipal League sent to Legislature re: preliminary engineering and technical studies and tests related to light rail transit system.

Received and placed on file.

Copy of letter sent to Parks and Recreation Department relative project application for Tennis Courts.

Received and placed on file.

Copy of letter sent to Robert Corbit — Public Service Department in regard to inquiry about the feasibility of constructing a dike for flood control on west end of Willard Street — from Department of Natural Resources.

Referred to Mayor.

MAYOR COMMENTS ON ANY ITEM NOT ON THE AGENDA.

No comment.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING ITEMS LISTED ON THE AGENDA: COMMUNICATIONS AND PETITIONS, COMMITTEE REPORTS, REPORTS OF CITY OFFICERS AND BOARDS, AND RESOLUTIONS. YOU MAY SPEAK

ONLY FOR 3 MINUTES ON ANY ONE ITEM.

Dick Holmes, 220 Reo, President of Friends of River, spoke.

Ruth Huer, 109 Garden St., spoke re: resolution 3c.

Robert Burrows, 1813 Willard St., spoke about communication No. 13.

Richard Fiser, 1909 E. Willard St., spoke.

Mrs. Charles Masso, 1809 E. Willard St., spoke.

REPORTS OF COMMITTEES

THE COMMITTEE ON GENERAL SERVICES approves the following applications and bonds for licenses:

CABARET —
Silver Dollar Saloon.

Signed:

WILLIAM A. BRENKE,
TERRY J. MCKANE,
LOUIS F. ADADO,
Committee on General Services.

By COUNCILMAN BRENKE—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

THE COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred the rezoning petition Z-56-79 — 6040 S. Pennsylvania Avenue from "E-2" Drive-In Shop District to "F" Commercial District, reports as follows:

That said rezoning be approved.

Signed:

SIDNEY P. WORTHINGTON,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Physical Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

THE COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred the rezoning petition Z-60-79 for property at

4600 North Grand River Avenue from "A" One Family Residence District to "H" Light Industrial and "J" Parking Districts, reports as follows:

That said rezoning be approved.

Signed:

SIDNEY P. WORTHINGTON,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Physical
Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred the rezoning petition Z-61-79 for property at 2610 Reo Rd. from "A" One Family Residence District to "C" Two Family Residential District, reports as follows:

That said rezoning be approved.

Signed:

SIDNEY P. WORTHINGTON,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Physical
Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred the rezoning petition Z-7-79 for property at 3100 block of West Miller Road from "A" One Family Residential District to "C" Two Family Residential District, reports as follows:

That said rezoning be approved.

Signed:

SIDNEY P. WORTHINGTON,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Physical
Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred the rezoning petition Z-1-80 for property at Northeast corner of East Jolly Rd. and Bell Chase Blvd. from a "CUP" Community Unit Plan District to "DM-1" Multiple Family Residential District, reports as follows:

That said rezoning be approved.

Signed:

SIDNEY P. WORTHINGTON,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Physical
Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

March 13, 1980

Mayor Gerald W. Graves,

President Louis Adado and
Members of the City Council

Dear Mayor Graves and Council Members:

At a special meeting of the Board of Directors of the Lansing Economic Development Corporation, held on February 20, 1980, a resolution was approved adopting the Project Plan for the Eyde Office Building, a/k/a Southwind Park II.

It is my understanding that now the Economic Development Advisory Group will be reviewing the Plan.

Sincerely yours,

EMERSON B. OHL,
Executive Director.

Referred to Committee on Economic Development.

March 12, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

The present Personnel Director, Daniel J. Bodwin, recently advised that he will retire effective March 31. His last day on the job will be March 20. Upon receiving his

communication, I have prepared the necessary job vacancy notice, had the Personnel Requisition posted, interviewed the four individuals who signed the job posting and have made a determination of the individual most qualified to serve as Personnel Director.

Therefore, I am appointing to the position Stephen A. Kintz. He has served as Deputy Personnel Director for Lansing during the past four years, and was involved in labor relations for two years previously at Flint, Michigan. Mr. Kintz has comprehensive knowledge of the standard principles, practices, methods and techniques of public personnel administration; considerable knowledge of local government organization, and its department operating requirements; considerable knowledge of recent developments, current literature and sources of information in public personnel management. He possesses comprehensive knowledge of the analysis of departmental personnel requirements and structuring of required programs; considerable skill and experience in collective bargaining and labor contract administration, having been involved in 18 such contracts, here and in Flint. He has skill in expressing himself clearly and concisely, orally and in writing; considerable skill in establishing and maintaining effective working relationships with City officials and personnel; knowledge and experience in administering State and Federal public employment programs; and considerable knowledge and experience in administering and evaluating personnel testing and evaluation procedures.

Mr. Kintz possesses a Bachelor of Arts Degree from the University of Michigan.

He, also, is a former employee of the State of Michigan, Department of Social Services, having been employed as an Eligibility Examiner. In that position, he was responsible for first line administration of the Department's public assistance programs, including Aid to Dependent Children, Old Age Assistance, Aid to the Blind, Aid to the Disabled, Medicaid and Food Stamps. He was accountable for the appropriate disbursement of over \$1,000,000 annually.

Mr. Kintz has the formal education, the knowledge, experience and past positions of responsibilities to be a good and sound Personnel Director for the City of Lansing. He is in excellent health and can accept the pressures the job entails.

His appointment is in keeping with your policy of "promoting from within." Be advised, however, that your recently adopted ordinance, regarding the position of Personnel Director, calls for a "masters degree" . . . plus . . . "16 quarter hours or equivalent semester hours of college level course work in supervisory management." The ordinance, in question, permits a waiver of these latter requirements. I am requesting an immediate waiver, so that the regular City business can continue in an orderly fashion.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on General Services.

DATE: 3/13/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Department of Natural Resources. Re: Notice of Violation and Order to Comply, WRC No. NV-8-79-01-0131.

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

DATE: 3/13/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Building Safety and Development Director. Re: Trash Removal Assessment.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

By COUNCILMAN LINDEMANN—

That we concur in the recommendation of the Mayor and said assessment be placed on the assessment roll.

Carried.

DATE: 3/13/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group. Re: VanDeBunte Request to Transfer Employees.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

March 13, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

By City Council resolution of November 26, 1979, City Council requested an independent appraisal to be done on vacant property in the 2200 block of Raymond Street prior to that property being sold by the City of Lansing. In line with that resolution the Administrative Services Department has obtained three proposals for this appraisal ranging from \$750 to \$900.

However, the policy on disposition on Real Property, approved by Council on June 12, 1979, did not require such appraisal. On property value at \$50,000 or more, it is necessary to conduct a public hearing prior to the sale of the property and to file details of the proposed sale in the office of the City Clerk for at least 30 days prior to the public hearing.

The City Assessor Paul Creevy has appraised this property at \$44,500. At the interest of saving the cost of the appraisal, which was an additional requirement on this property beyond your previously stated policy I would recommend that City Council take the following action:

- rescind the amendment to the November 26, 1979 resolution requiring the appraisal
- resolve that the property sale be filed with the City Clerk for a period of 30 days
- establish a public hearing for April 28, 1980 on the sale of this property.

Ownership of this property does not serve any public purpose, as was reported to City Council by the Planning Board review identified as Act-11-79 adopted by the Planning Board on August 23, 1979. Failure to dispose—of this property during 1979 has already resulted in approximately \$1,300 in lost taxes which otherwise would be paid during 1980. I recommend Council take action as outlined above in the interest of placing this property on the tax rolls at minimum cost to the City of Lansing.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Ways and Means.

March 13, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

Attached please find a report from the Parks Board on user fees for recreation programs in 1980. These are submitted to you in accordance with City Council policy of December 4, 1978, which requires that:

"All revenue and user fees be reviewed to determine if they are fully self-supporting and, if not, that the Mayor provide to the Council a report and recommendation as to the costs, revenues and potential fee structures or General Fund subsidy to support these operations."

As the recreation programs are designed to be funded on a user basis, it is appropriate that these fees be revised to reflect the true cost of these programs. In addition, this is the first increase in these rates since 1978 for any recreation program.

I encourage your prompt action on these recommendations, which have been considered in preparation of the budget recommendations which will be submitted to you on March 24, 1980. In particular, Council action is needed quickly as softball and golf league fees will begin coming in to the Parks and Recreation Department as soon as April 1st. It is necessary to inform all the teams of the various leagues of their proper entry fees.

I would further point out that the recommended increases in golf rates would be the first increases since 1977, and the proposed increases for Washington Park Ice Skating Rink since the 1976-77 opening of that facility. Almost one year ago I recommended increases in those programs to you. City Council failed to adopt any of those recommendations. The chart below reflects lost revenue due to the failure to increase those fees:

Location	Activity
Groesbeck	2,097 Tournament Rounds
Groesbeck	40,388 9-Hole Rounds
Groesbeck	5,320 18-Hole Rounds
Groesbeck	2,880 League Rounds
Red Cedar	29,499 9-Hole Rounds
Waverly	29,140 9-Hole Rounds
Waverly	300 League Rounds
Sycamore	21,708 9-Hole Rounds
Wash. Ice Rink	5,588 Adults/2-Hr.
Wash. Ice Rink	2,484 Adults/1-Hr.
Wash. Ice Rink	11,062 Children/2-Hr.
Wash. Ice Rink	3,280 Children/1-Hr.

Proposed 1979 Increase	Lost Revenue
\$1.00	\$ 2,097.00
.50	20,194.00
1.00	5,320.00

.50	1,440.00
.25	7,374.75
.50	14,570.00
.50	150.00
.25	5,427.00
.25	1,397.00
.10	248.40
.25	2,765.50
.10	328.00
TOTAL	\$61,311.65

This loss of funds is, of course, predicated on the assumption that usage would remain equal. It is reasonable to assume that even if usage decreases due to the increased rates, that considerable additional revenue will result. It should be borne in mind that these increases are less than the increase in inflation during that time period. It should also be noted that the increases are not income to the general City treasury but are only recommended to avoid having the general tax payer subsidize the users of these recreation programs.

I also commend the Parks Board in its decision to hold the line on fees for senior citizens. For instance, there is no increase in cultural art fees in which many senior citizens participate. There is no increase for senior citizens and handicapper card golf rates. Senior citizens ice skating continues to be free. Also, golf rates remain unchanged for children up to age 17 and for school golf coupons for Lansing public and parochial schools.

The Parks Board did consider a request of one citizen to lower the age limit for a senior citizen card to age 58 from its present age 60, but did not recommend any change. This age limit will remain in effect unless you provide policy otherwise.

I have also attached a letter of minority opinion from Parks Board member Barry G. Crown.

Again, I would recommend prompt action on these recommendations by City Council. I will provide staff as necessary to discuss these recommendations with the appropriate Council committee.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

RESOLUTIONS

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the reduction of air service announced by United Airlines would have significant adverse impact on Lansing's air passenger and freight traffic; and

Whereas, the Mayor has worked diligently to find replacement carriers to at least maintain the present level of services in air operations at Capital City Airport; and

Whereas, the Mayor has reported successes in finding carriers willing to introduce or expand local air services, to the point where necessary approvals from the federal government have been secured; and

Whereas, the Mayor has had welcome assistance in these endeavors from the Governor of Michigan, the junior U.S. Senator from Michigan, and the U.S. Representative from the Sixth Congressional District, as well as members of a Task Force assembled for these purposes;

Now, Therefore, Be It Resolved the Lansing City Council, on behalf of the Mayor and People of Lansing, hereby expresses its grateful appreciation to Governor William G. Milliken, Senator Carl Levin, and Representative M. Robert Carr for their assistance in providing necessary services to the Greater Lansing area; and

Be It Further Resolved copies of this resolution shall be transmitted to the abovenamed individuals.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON GENERAL SERVICES—

Resolved by the City Council of the City of Lansing:

Whereas, the Committee on General Services has reviewed the request of Rockys Teakwood Lounge, Inc., for transfer of ownership of 1979 Class C licensed business with dance-entertainment permit, located at 8600-8602 South Logan, Lansing, Michigan, from TSD Investment Corporation,

Now, Therefore, Be It Resolved, the license from TSD Investment Corporation to Rocky's Teakwood Lounge, Inc., is hereby approved by the City Council of the City of Lansing providing signatures of all required departments have been obtained.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES & SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council, on February 20, 1978, approved a Resolution

to sell by Land Contract Lot 63, Supervisor's Plat of Community Home Sites (parcel No. 330-04-227-111), a vacant lot at 609 E. Howe Avenue, and

Whereas, said Land Contract has been paid off by Mr. and Mrs. LaLone; and

Whereas, all requirements have been met,

Now, Therefore, Be It Resolved, that the City Council hereby authorizes the deed to be executed by the Mayor and City Clerk.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES & SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing Director of the Department of Building & Safety Development determined that the building located at: 232 S. Logan, legally described as: E ½ Lot 2, Taylor's Add., Lansing, Michigan, (parcel No. 3301-17-403-261-7), was an unsafe or dangerous building as defined in Section 9A-13 of the Lansing Uniform Housing Law of Michigan; and

Whereas, a hearing was held by the Hearing Board on January 24, 1980, at which the Hearing Officers determined that said building was an unsafe or dangerous building and ordered the building demolished or otherwise made safe; and

Whereas, said Hearing Officers filed a report of their findings and order with the Lansing City Council, and have requested the City Council to take appropriate action under the Housing Code and the Housing Law of Michigan; and

Whereas, the City Council scheduled a hearing on March 10, 1980, to review the findings and order of the Hearing Officers, and the owners were notified in writing of said hearing and had an opportunity to appear and show cause why said building should not be demolished or otherwise made safe,

Now, Therefore, Be It Resolved, that the City Council of the City of Lansing hereby approves the order of the Hearing Officers requiring the demolition or making safe of said building;

And Be It Further Resolved, that the owners are hereby directed to comply with the order of the Hearing Officers to demolish or make safe the said building within twenty (20) days from the date of this resolution;

And Be It Further Resolved, that, should the owner fail to substantially comply with the Hearing Officer's order for demolition or otherwise make safe, the Director of the Department of Building and Safety Development is hereby directed to proceed with demolition of said building;

And Be It Further Resolved, that the cost of such demolition shall be a lien against the real property and shall be reported to the City Assessor who shall assess the same against the property upon which the building is presently located;

And Be It Further Resolved, that the owner in whose name the property appears upon the last local tax assessment record shall be notified of the amount of such cost by first class mail at the address shown on the records. Upon his failure to pay the same within thirty (30) days after mailing by the City Assessor of the notice of the amount thereof, the Assessor shall add the same to the next tax roll of the City of Lansing and the same shall be collected in the same manner in all respects as provided by law for the collection of taxes in the City of Lansing.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Blair, Brenke, Lindemann, McKane, Worthington—7.

Nay: Councilman Gunther—1.

By COMMITTEE ON PUBLIC PROPERTIES & SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing Director of the Department of Building Safety and Development determined that the building located at: 1704 Maplewood Avenue, legally described as: Lot 129, Reo Park Addition, (Parcel No. 3301-456-028-5), was an unsafe or dangerous building as defined in Section 9A-13 of the Lansing Uniform Housing Law of Michigan; and

Whereas, a hearing was held by the Hearing Board on January 24, 1980, at which the Hearing Officers determined that said building was an unsafe or dangerous building and ordered the building demolished or otherwise made safe; and

Whereas, said Hearing Officers filed a report of their findings and order with the Lansing City Council, and have requested the City Council to take appropriate action under the Housing Code and the Housing Law of Michigan; and

Whereas, the City Council scheduled a hearing on March 10, 1980, to review the findings and order of the Hearing Officers, and the owners were notified in writing of said hearing and had an opportunity to appear and show cause why said building should not be demolished or otherwise made safe,

Now, Therefore, Be It Resolved, that the City Council of the City of Lansing hereby approves the order of the Hearing Officers requiring the demolition or making safe of said building;

And Be It Further Resolved, that the owners are hereby directed to comply with

the order of the Hearing Officers to demolish or make safe the said building within twenty (20) days from the date of this resolution;

And Be It Further Resolved, that, should the owner fail to substantially comply with the Hearing Officer's order for demolition or otherwise make safe, the Director of the Department of Building Safety and Development is hereby directed to proceed with demolition of said building;

And Be It Further Resolved, that the cost of such demolition shall be a lien against the real property and shall be reported to the City Assessor who shall assess the same against the property upon which the building is presently located;

And Be It Further Resolved, that the owner in whose name the property appears upon the last local tax assessment record shall be notified of the amount of such cost by first class mail at the address shown on the records. Upon his failure to pay the same within thirty (30) days after mailing by the City Assessor of the notice of the amount thereof, the Assessor shall add the same to the next tax roll of the City of Lansing and the same shall be collected in the same manner in all respects as provided by law for the collection of taxes in the City of Lansing.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing is developing ideas to improve the Moore's Park area; and

Whereas, the City Council desires that the Administration have access to citizen input in all long-range plans; and

Whereas, such organizations as the South Central Neighborhood Organization, Citizens District Council No. 4, the Michigan Steel Headers Association, and others have expressed interest in participating during the Moore's Park process;

Now, Therefore, Be It Resolved the Lansing City Council hereby creates a Citizens Planning Committee for Moore's Park, consisting of 12 members, to advise the Council and Administration; and

Be It Further Resolved this committee shall be composed of representatives from the area and other interested organizations; and

Be It Finally Resolved the City Council shall rely on the advice of the SCNO and CDC No. 4 for the specific composition and membership of the Committee, such groups to communicate their recommendations to City Council by April 3, 1980.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

SUP-12-79
1400 Block of West Jolly Road
Home for the Aged
8301-32-451-112

Whereas, Glen Ballans has requested approval of a Special Use Permit to allow the development of a home for the aged on property located in the 1400 Block of West Jolly Road; and

Whereas, the Planning Board held a public hearing on this request at their meeting of December 4, 1979, and at their meeting of December 18, 1979, recommended to City Council that this Special Use Permit be modified, to limit development of the site to approximately a 100 bed facility, along with other conditions that would;

- 1) Limit the height of the building to two stories.
- 2) Require landscaping, screening and buffering.
- 3) Placement of the building so as not to crowd adjacent property lines.
- 4) A redesign of the delivery service area; and
- 5) Clearly defined pedestrian walkways to the parking area and the sidewalk along Jolly Road; and

Whereas, the City Council held a public hearing on this proposal at their meeting of February 18, 1980, at which time it was referred back to the Physical Development Committee of City Council; and

Whereas, the Physical Development Committee, at their meeting of February 22, 1980, reviewed this request in conjunction with the proposal by Mr. Ballans to allow the development of a 120 bed facility, and following their discussion recommended unanimously to refer the matter back to the Planning Staff for further review and report within the next two weeks. This review and report would be based on the revised proposal by Mr. Ballans to develop a 120 bed facility; and

Whereas, the Council of the City of Lansing at their meeting on March 3, 1980, referred the matter back to the Planning Department; and

Whereas, the Planning Department reviewed the revised site plan and recommended the plan be approved subject to some minor modifications; and

Whereas, the Physical Development Committee of City Council reviewed the report of the Planning Department and did concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that a Special Use Permit be approved under Section 36-42 of the Zoning Ordinance sub-

ject to the following conditions:

- a) The Ring Road on the north portion of the property be deleted.
- b) The road connecting the two parking lots be deleted and a sidewalk be established connecting the west parking area to the main entrance.
- c) Landscape, screening and buffering being provided as specified in the Landscape, Screening and Buffering Ordinance.

Adopted by the following vote:

Unanimously.

ZONINGS

By COUNCILMAN WORTHINGTON

Whereas, by petition duly filed on the 7th day of January, 1980, this council was petitioned to change the following described property from a "CUP" Community Unit Plan District to "DM-1" Multiple Dwelling District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 3rd day of March, 1980, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-1-80 — NE Corner of E. Jolly Road and Bell Chase Boulevard, 3301-35-455-001.

More particularly described as:

Lot 5 Beaujardin No. 3, a subdivision on the SE $\frac{1}{4}$ of Section 35, T4N, R2W, City of Lansing, Ingham County, Michigan,

from "CUP" Community Unit Plan District to "DM-1" Multiple Family Residential District.

Whereas, pursuant to Act 207, P.A. 1921, as amended, the Planning Board advised City Council to approve the request; and

Whereas, the Physical Development Committee of City Council reviewed the report of the Planning Board and did concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the requests to rezone the above described property from "CUP" Community Unit Plan District to "DM-1" Multiple Family Residential be approved.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

That rezoning of property at Z-7-79 — 3100 block of West Miller Rd. from "A" One Family Residential District to "C" Two

Family Residential District was referred back to the Committee on Physical Development for further consideration.

Carried.

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the 27th day of December, 1979, this council was petitioned to change the following described property from "A" One Family Residence District to "C" Two Family Residence District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 3rd day of March, 1980, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-61-79 — 2610 Reo Road, 3301-31-428-182.

More particularly described as:

The east 107 feet of Lot 58, Eco Farms, being a part of the SE $\frac{1}{4}$ of Section 31, T4N, R2W, City of Lansing, Ingham County, Michigan,

from "A-1" Family Residential District to "C-2" Family Residential District.

Whereas, pursuant to Act 207, P.A. 1921, as amended, the Planning Board advised City Council to approve the request; and

Whereas, the Physical Development Committee of City Council reviewed the report of the Planning Board and did concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the request to rezone the above described property from "A-1" Family Residential District to "C-2" Family Residential District be approved.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the 27th day of December, 1979, this council was petitioned to change the following described property from "A" One Family Residence District to "H" Light Industrial and "J" Parking Districts all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 3rd day of March, 1980, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-60-79 — 4600 North Grand River,
3301-06-126-041 & 051.

More particularly described as:

The south 150 feet of the property described as: Commencing in the center of North Street (now Grand River Avenue) at a point 154 feet west of the north and south $\frac{1}{4}$ line of Section 6, Lansing Township (now City of Lansing) running north parallel with the $\frac{1}{4}$ line 1,110 feet to the south line of the Pere Marquette Railroad right-of-way at a point 157 feet from its intersection with said $\frac{1}{4}$ line extended, thence northwesterly along said right-of-way 93.1 feet, south $00^{\circ} 44'$ west 1,090 feet to the center of North Street, thence southeasterly along the center of said street 112.7 feet to the place of beginning; Ingham County, Michigan,

from "A-1" Family Residential District to "H" Light Industrial District and "J" Parking District.

Whereas, pursuant to Act 207, P.A. 1921, as amended, the Planning Board advised City Council to approve the request; and

Whereas, the Physical Development Committee of City Council reviewed the report of the Planning Board and concurred therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "A-1" Family Residential District to "H" Light Industrial District and "J" Parking District be approved.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the 3rd day of December, 1979, this council was petitioned to change the following described property from "E-2" Drive In Shop District to "F" Commercial District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 25th day of February, 1980, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-56-79—6040 S. Pennsylvania, 3305-03-352-426-2.

More particularly described as:

Commencing 57.75 feet west and 50.00 feet north of the south $\frac{1}{4}$ post of the southwest $\frac{1}{4}$ of Section 3, thence north along the west right-of-way line of South Pennsylvania Avenue 175.00 feet; thence west parallel with the south section line 175.00 feet; thence south parallel with the west right-of-way line of Pennsylvania Avenue 175.00

feet to the north right-of-way line of Miller Road; thence east along the north right-of-way line of Miller Road 175.00 feet to beginning, Section 3, T3N, R2W, City of Lansing, Ingham County, Michigan,

from "E-2" Drive-In Shop District to "F" Commercial District.

Whereas, pursuant to Act 207, P.A. 1921, as amended, the Planning Board advised City Council to approve the request; and

Whereas, the Physical Development Committee of City Council reviewed the report of the Planning Board and did concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "E-2" Drive-In Shop District to "F" Commercial District be approved.

Adopted by the following vote:

Unanimously.

By WAYS AND MEANS COMMITTEE—

Resolved by the City Council of the City of Lansing:

That the following transfers be made:

\$ 506.00 from Salaries and Longevity—
Accounting Div.
A/C 101-201-000-702

\$ 560.00 to Wages—Temporary
Help—Accounting
A/C 101-201-000-707

\$ 5,000.00 from Winter-Summer Sports—
Temporary Help
A/C 101-720-000-707

7,420.00 from Reserve for Contingency
A/C 101-941-000-963

\$12,420.00 to Property Management—
Building Maint.—City
Property
A/C 101-265-000-931

\$ 5,191.00 from General Fund—Estimated
Revenues
A/C 101-000-000-160

\$ 2,772.00 to Gen. Fund—Fire
Dispatch Indirect Cost
A/C 101-348-000-802

2,419.00 to Gen. Fund—Fire
Dispatch Fringes
A/C 101-348-000-715

\$ 600.00 from City Market—Utilities
A/C 101-694-000-920

300.00 from Building Maint.—City
Property
A/C 101-265-000-930

\$ 900.00 to Misc. & Operating
Supplies—Municipal Mkt.
A/C 101-695-000-741

\$10,000.00 from Reserve for Contingency
A/C 101-941-000-963

\$10,000.00 to Insurance—General
Administration
A/C 101-930-000-910

I hereby certify that this is a properly drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Approved:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
TERRY J. McKANE.
Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nay: Councilman Blair—1.

By PHYSICAL DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, the W $\frac{1}{2}$ of Section 1 and Sections 2, 3 and 4, Delta Township, North of the Grand River and West of I-96, is included in both the Lansing Facilities Plan, Plan of Study Area (POSA) and the Delta Township "201" Facilities Plan; and

Whereas, Delta Township has requested that the Lansing Facilities Plan POSA be revised to exclude the W $\frac{1}{2}$ of Section 1 and Section 2, 3 and 4 North of the Grand River and West of I-96; and

Whereas, the proposed change has been accepted by the Michigan Department of Natural Resources and the U.S. Environmental Protection Agency;

Now, Therefore Be It Resolved that the City of Lansing hereby requests the Michigan Department of Natural Resources to revise the Lansing Facilities Plan POSA to exclude the W $\frac{1}{2}$ of Section 1 and Sections 2, 3 and 4, Delta Township, North of the Grand River and West of I-96.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nay: Councilman Blair—1.

REMARKS FROM THE MAYOR

The Mayor spoke on his letter 2a in regard to qualifications for the appointment of a Personnel Director.

REMARKS BY THE CITY COUNCIL

Councilman Blair paid tribute to former Housing Director, Marcel Elliott, who passed away on March 16, 1980.

By COUNCILMAN GUNTHER—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived for the purpose of presenting items that are not listed on the agenda.

Carried.

By COUNCILMAN GUNTHER—

Resolved by the City Council of the City of Lansing:

That the following transfers be made:

\$1,800.00 from Cemetery Fund—
Equipment—Adm.
A/C 516-536-000-977

\$1,800.00 to Cemetery Fund—
Operating Supplies—
Ground Maint.
A/C 516-538-000-740

I hereby certify that this is a properly drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Approved:

Ways and Means Committee.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Blair, Gunther, Lindemann, McKane, Worthington—7.

Nay: Councilman Brenke—1.

James K. Nelson, 403 S. Holmes St., spoke and presented petitions in opposition to the plan to make East Kalamazoo St. from the City Limits to S. Pennsylvania Avenue a trucking route.

Dick Holmes, 220 Reo St., former Charter Commissioner, spoke on the Mayor's letter 2a—appointment and qualifications of Personnel Director.

Richard Fiser, 1909 Willard ask about the building of a sports arena in a flood plain area.

By COUNCILMAN BLAIR—

That this meeting stand adjourned.

Carried.

Council adjourned at 8:35 P.M.

THEO FULTON,
City Clerk.

Lansing, Michigan
March 17, 1980

F/B

CITY CLERK'S OFFICE

**Room 921, City Hall
Lansing, Michigan 48933**

Address Correction Requested

BULK RATE

U. S. POSTAGE

PAID

**Permit No. 1461
Lansing, Michigan**

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OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, March 24, 1980

CITY COUNCIL ROOMS

**Lansing, Michigan
March 24, 1980**

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by President Adado.

Present: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Paul Cook, Coach, Eastern High Basketball Team.

Pledge of Allegiance was led by Eastern High School basketball team.

By COUNCILMAN McKANE—

That the council proceedings of March 3 and 10, 1980 be approved and carried.

By COUNCILMAN GUNTHER—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived for the purpose of presenting a resolution commending the Lansing Eastern High School Basketball Team.

Carried.

Resolved by the City Council of the City of Lansing:

Whereas, Lansing Eastern High School's Basketball team under the leadership of Coach Paul Cook, through tremendous individual and team efforts emerged victorious in the State Class A High School basketball Finals, after capturing the Capital Area Conference crown; and

Whereas, the Quakers brought home Lansing Eastern's first State Championship in 47 years, on Saturday, March 22, 1980; and

Whereas, this magnificent team proved its superiority beyond any doubt in its con-

vincing 64-53 victory over Highland Park; and

Whereas, the students, faculty, alumni, and entire Community have supported the Quakers this season; now

Therefore Be It Resolved, the City Council of the City of Lansing hereby commends and congratulates the 1980 Eastern High School Quaker Basketball team and Coach Paul Cook for this great achievement, and

Be It Further Resolved, the City Council and Mayor hereby express on behalf of the citizens of Lansing, their pride in this significant accomplishment.

GERALD W. GRAVES,
Mayor,

LOUIS F. ADADO,
Council President,

THEO FULTON,
City Clerk,

TERRY J. McKANE,
SIDNEY P. WORTHINGTON,
LUCILE BELEN,
PAT LINDEMANN,
JAMES BLAIR,
WILLIAM BRENKE,
JACK GUNTHER.

Eastern High School Coach, Paul Cook, introduced the members of the Basketball Team who won the 1980 Class "A" Basketball Championship.

PUBLIC HEARINGS

March 24, 1980 at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed establishment of a Lansing Industrial Development District for:

A & E Printers and Mailers
3303 North East Street.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed district he had the privilege of speaking at this time.

Referred to Committee on Economic Development.

March 24, 1980 at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed project plan for:

Parkside Office Building
South end of South Pennsylvania Court.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed project plan he had the privilege of speaking at this time.

Referred to Committee on Economic Development.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON NON-AGENDA ITEMS; YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

May Middleton, 419 N. Pine St., spoke and presented a letter relative to Mr. Wickersham, 606 W. Shiawassee St., putting in a mental health clinic.

Referred to Human Services, Mayor's Office and City Attorney.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

PUUBLIC DRIVERS —

Chris John Reslock, James Michael Young.

Referred to Committee on General Services.

Claims filed by:

Richard Premo for damage to his automobile due to hitting a pot hole in street.

Lincoln Moore for damage to his automobile due to hitting pot holes in street.

Kenneth D. Heck for damage to clothing due to wet paint on bench at Ruetter Park.

Referred to Mayor, City Attorney.

Petitions filed for rezoning:

Z-13-80 —

2610-2700-2710 West Miller Rd.

Parcel "A" the north 227 feet of the west 82.5 feet of the following described parcel.

Commencing 1065.5 feet east of the S $\frac{1}{4}$ post, thence east 290 feet, thence north 660 feet, thence west 330 feet, thence south 227 feet, thence east 200 feet, thence south 200 feet, thence east 48 feet, thence south 233 feet to point of beginning, Sec. 6, T3N, R2W.

Parcel "B" the north 227 feet of the east 82.5 feet of the west 165 feet of the following described parcel.

Commencing 1065.5 feet east of the S $\frac{1}{4}$ post, thence east 290 feet, thence north 660 feet, thence west 330 feet, thence south 227 feet, thence east 200 feet, thence south 200 feet, thence east 48 feet, thence south 233 feet to point of beginning, Sec. 6, T3N, R2W.

Parcel "C" the north 227 feet of the east 82.5 feet of the west 247.5 feet of the following described parcel.

Commencing 1065.5 feet east of the S $\frac{1}{4}$ post, thence east 290 feet, thence north 660 feet, thence west 330 feet, thence south 227 feet, thence east 200 feet, thence south 200 feet, thence east 48 feet, thence south 233 feet to point of beginning, Sec. 6, T3N, R2W.

Parcel "D."

Commencing 1065.5 feet east of the S $\frac{1}{4}$ post, thence east 290 feet, thence north 660 feet, thence west 330 feet, thence south 227 feet, thence east 200 feet, thence south 200 feet, thence east 48 feet, thence south 233 feet to point of beginning, Sec. 6, T3N, R2W,

except parcels A, B, C and the right of way of Miller Road, City of Lansing, Ingham County, Michigan, from "A" One Family Residential and "A" One Non-Conforming Districts to "G-2" Wholesale, "DM-1" Family Multiple Dwelling and "C" Two Family Residential District.

Referred to Mayor, Planning Board.

Request filed for special 24-hour liquor permit for USFPO Employees Association, Department of Military Affairs—April 19, 1980 — Headquarters Armory — Retirement Party.

Referred to Committee on General Services.

Request from Lansing Trappers Club for permission to use Ranney Park on August 15-23, 1980, in connection with 1980 Women's Major Fast Pitch National Tournament.

Referred to Mayor, Committee of the Whole.

Ingham County Board of Commissioners (Human Resources Committee and Finance Committee) submits resolution expressing support for concept of District Library.

Received and placed on file.

State of Michigan — submits notice of hearing to be held in the matter of the establishment and treatment of Nuclear Plant Decommissioning funds.

Received and placed on file.

State of Michigan — Department of Natural Resources submits draft of a permit under consideration for alteration or occupation of a flood plain at Dietrich Park by the Parks and Recreation Department for the construction of a boat dock.

Received and placed on file.

State of Michigan — Department of Commerce — Office of Economic Development submits copy of letter sent to Stanley Martin — General Manager — Quality Dairy Co. in regard to application for Industrial Facilities Exemption Certificates for locations at 1400-1416 S. Washington Avenue and 634 N. Cedar St.

Received and placed on file with copies to the Committee on Economic Development and the Economic Development Corporation.

Notice from Department of Treasury — State of Michigan — State Boundary Commission of a meeting to be held on April 3, 1980 for the consideration of proposed annexation of territory in DeWitt and Watertown Townships to the City of Lansing.

Received and placed on file with copy to Mayor and City Attorney.

Mid-Michigan Stamps & Signs, Inc., request permission to place a sign in a "J" Parking Area at 6006 S. Pennsylvania Avenue.

Referred to Mayor, Planning Board.

MAYOR COMMENTS ON ANY ITEM ON THE AGENDA.

Mayor read his letter relative to his Fiscal Year 1980-81 budget recommendations.

Mrs. Lazar spoke and explained charts.

Council Blair left room at 7:25; returned at 8:30.

Councilman Lindemann left room at 7:35; returned at 7:45.

Councilman Worthington left the room at 7:42; returned at 7:45.

Mr. Dowsett spoke.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING ITEMS LISTED ON THE AGENDA: COMMUNICATIONS AND PETITIONS, COMMITTEE REPORTS, REPORTS OF CITY OFFICERS AND BOARDS, AND RESOLUTIONS. YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

Tony Nosal spoke.

REPORTS OF COMMITTEES

The COMMITTEE ON GENERAL SERVICES approves the following applications and bonds for licenses:

PUBLIC DRIVERS —

Chris John Reslock, James Michale Young.

Signed:

WILLIAM A. BRENKE,
TERRY J. McKANE,
LOUIS F. ADADO,
Committee on General Services.

By COUNCILMAN BRENKE—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON WAYS & MEANS, to whom was referred the bid for playground handicraft supplies (No. Q-80-283) and recommendations regarding same, reports as follows:

That the low bid for each item be approved with the exception of the low bid submitted by S & S Crafts on thirty-two items. It is recommended that these thirty-two items be purchased from the second lowest bidder. S & S Crafts has in the past been an unsuitable vendor: shipping items improperly packaged resulting in damage, substituting materials without notification and not meeting specifications. Further it is the Committee's recommendation — the total amount of \$5,478.81 be approved, as the funds are available in account number 101-725-507-741.

Signed:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
TERRY J. McKANE,
Committee on Ways & Means.

By COUNCILMAN GUNTHER—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred the rezoning petition Z-7-79 — for property at 3100 block West Miller Rd. from "A" One Family Residential District to "G-2" Wholesale District, reports as follows:

That said rezoning be approved.

Signed:

SIDNEY P. WORTHINGTON,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Physical Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PUBLIC PROPERTY AND SAFETY, to whom was referred the ordinance of the City of Lansing providing that the Code be amended by revising Section 9-2 of the Code (Adoption of Building Code), reports as follows:

That said ordinance be passed.

Signed:

PAT LINDEMANN,
SIDNEY P. WORTHINGTON,
Committee on Public Property and Safety.

By COUNCILMAN LINDEMANN—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PUBLIC PROPERTY AND SAFETY, to whom was referred the ordinance of the City of Lansing providing that the Code be amended by repealing of sections 9-3 through 9-4, sections 9-77 through 9-82 and sections 9-93 through 9-96 of the Code of Ordinances and declaring same to be null and void and of no effect, reports as follows:

That said ordinance be passed.

Signed:

PAT LINDEMANN,
SIDNEY P. WORTHINGTON,
Committee on Public Property and Safety.

By COUNCILMAN LINDEMANN—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PUBLIC PROPERTY AND SAFETY, to whom was referred the ordinance of the City of Lansing

providing that the Code be amended by adding new sections to be numbered 9-3 and 9-4 to the Building Code—(Amendments to Uniform Building Code—Severability), reports as follows:

That said ordinance be passed.

Signed:

PAT LINDEMANN,
SIDNEY P. WORTHINGTON,
Committee on Public Property
and Safety.

By COUNCILMAN LINDEMANN—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PUBLIC PROPERTY AND SAFETY, to whom was referred the ordinance of the City of Lansing providing that the Code be amended by revising sections 9B-1, 9B-2, 9B-3 and 9B-11 (Adoption of Mechanical Code, Board of Mechanical Examiners Created, Authority of Board, Severability), reports as follows:

That said ordinance be passed.

Signed:

PAT LINDEMANN,
SIDNEY P. WORTHINGTON,
Committee on Public Property
and Safety.

By COUNCILMAN LINDEMANN—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PUBLIC PROPERTY AND SAFETY, to whom was referred the Ordinance of the City of Lansing providing that the Code be amended by repealing of Section 9B-10 of the Code and declaring same to be null and void and of no effect, reports as follows:

That said ordinance be passed.

Signed:

PAT LINDEMANN,
SIDNEY P. WORTHINGTON,
Committee on Public Property
and Safety.

By COUNCILMAN LINDEMANN—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PUBLIC PROPERTY AND SAFETY, to whom was referred the ordinance of the City of Lansing providing that the Code be amended by adding a new section to be numbered 9B-10 (Amendments to Uniform Mechanical Code), reports as follows:

That said ordinance be passed.

Signed:

PAT LINDEMANN,
SIDNEY P. WORTHINGTON,
Committee on Public Property
and Safety.

By COUNCILMAN LINDEMANN—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PUBLIC PROPERTY AND SAFETY, to whom was referred the ordinance of the City of Lansing providing that the Code be amended by revising sections 9C-1, 9C-2, 9C-3, 9C-18 and 9C-22 (Adoption of Uniform Plumbing Code, Board of Plumbing Created, Authority of Board, Fees and Severability), reports as follows:

That said ordinance be passed.

Signed:

PAT LINDEMANN,
SIDNEY P. WORTHINGTON,
Committee on Public Property
and Safety.

By COUNCILMAN LINDEMANN—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PUBLIC PROPERTY AND SAFETY, to whom was referred the ordinance of the City of Lansing providing that the Code be amended by revising Section 9C-21 (Changes in Uniform Plumbing Code), reports as follows:

That said ordinance be passed.

Signed:

PAT LINDEMANN,
SIDNEY P. WORTHINGTON,
Committee on Public Property
and Safety.

By COUNCILMAN LINDEMANN—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

March 17, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

Attached please find a copy of 1980 Executive Order Number One, which pertains to use of personally owned vehicles in the performance of City business. Same is forwarded for informational purposes.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file.

March 17, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

Attached please find a copy of 1980 Executive Order Number Two regarding the reassignment of the City's authorized agent for Federal Surplus Property, which is self-explanatory.

This communication is being forwarded to you for informational purposes.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file.

March 14, 1980

Council President Louis Adado
and City Council Members

Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President Adado
and City Council Members:

The City of Lansing has received notification from the State Department of Natural Resources, that our grant application for the Lansing Youth Conservation Corps 1980 Program has been funded.

This program will be implemented by the Youth Development Corporation under the direction of John Tucker and the Lansing Parks and Recreation Department. The program provides summer employment opportunities for 72 youths, two groups of 36 enrollees for a four week period each. The work projects have been developed in conjunction with staff from the Parks and Recreation Department.

The total amount of the grant application is \$64,335.00 with the federal share being \$48,251.00 (75%) and the city share being \$16,084.00 (25%). The match requirement is being satisfied with in-kind contributions totalling \$13,802.00 and a cash match of \$2,282.00. The source of the cash match is the Human Resources Matching Funds Account No. 101-934-111-969.

Thank you.

Sincerely,

GERALD W. GRAVES,
Mayor, City of Lansing.

Received and placed on file.

March 17, 1980

Council President Louis Adado
and City Council Members

Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear President Adado
and Council Members:

February 4, 1980, the City Council passed a resolution requesting that I authorize the Program Coordinator and other appropriate elements of the administration to work with the Michigan Women's Studies Association to apply for grants to rehabilitate, insure, operate and maintain the structure at 213 W. Main Street, commonly referred to as the Baptist House. Since that time the Program Coordinator has been working with the Association towards this goal. However, there has been a misunderstanding relative to the intent of the Council resolution. The Association desires that the City of Lansing apply for a grant through the Kresge Foundation and pass through the funds to the Association. This matter has been discussed with the City Attorney's Office. It is their opinion that the resolution does not authorize the City to apply as the grantee. Further, in order to apply for funding with the Kresge Foundation an organization must be well-established, financially sound, full accredited, tax exempt operating in the fields of (a) four-year, college and university education, (b) health care and related services, (c) conservation, (d) the arts, and (e) care of the young or old. The Kresge Foundation application is due by March 31st, but under the requirements, the City of Lansing does not qualify for financial assistance, nor does the Michigan Women's Studies Association.

My staff will continue to pursue other funding sources and assist the Michigan Women's Studies Association in developing grant applications.

Sincerely,

GERALD W. GRAVES,
Mayor, City of Lansing.

Received and placed on file.

March 17, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

On February 25, 1980 the Iron Wood Products Corporation of Bessemer, Michigan, requested the City's assistance to bring logging trucks to Lansing to demonstrate against what the logging industry feels are excessive workmen's compensation rates. The loggers wish to bring approximately 50 trucks to Lansing and park them around the Capitol building beginning at 7 a.m., April 15th for the next 26 hours. Arrangements are being made for the parking; however, to fulfill their request, City Council must waive the overnight parking prohibition from 2 a.m. to 5 a.m. for this one use. The parking prohibition is designed to enable snowplowing and street sweeping operations to occur unimpeded. Your waiver for this request is recommended and should not significantly impact street maintenance operations.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property
and Safety.

March 17, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Re: Single Ticket Concessionaire

Dear Council President and Members:

In line with City Council policy established in 1979, the City of Lansing's Purchasing Department requested bids for a single ticket concessionaire for the Lansing Civic Center. No bids were received at the bid opening of 3:00 p.m., March 11, 1980. Attached for your information is a communication from Purchasing Director Vaughan McKinch including copies of the State Journal advertising and vendor mailing list.

I have directed a communication to the Civic Center Manager and Board for their input on this matter. However, I must request City Council guidance on this policy. It is not possible to establish a ticket concessionaire without a bidder to provide this service. I would be concerned about substantially reducing the requirements which were designed with the City's protection in mind.

This effort to date has resulted in hundreds of dollars in cost for the advertising, printing, postage, and reproduction in addition to many, many hours of staff time to prepare these documents. I would suggest that your reconsideration of this policy include a thorough reflection of the efforts and results to date.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property
and Safety.

DATE: 3/20/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Administrative Services Dir. Re: Exchange of property with Lansing School District and Kingsley Center Site.

The attached correspondence is forwarded
with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property
and Safety.

DATE: 3/20/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Purchasing Director and Public Service Director. Re: Emergency P.O. No. E04021 for stairs within Scott Park Pumping Station.

The attached correspondence is forwarded
with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

DATE/ 3/20/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Change of one-way streets in the City.

The attached correspondence is forwarded for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 3/20/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Traffic Engineer.
Re: Traffic Designation from southbound Pennsylvania into drive of Eastern High School.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 3/20/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Traffic Engineer.
Re: Parking Designation on Ottawa St.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 3/20/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Traffic Engineer.
Re: Parking Designation on Ionia Street.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 3/20/80

TO: Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Parking Designation on Vermont Street.

The attached correspondence is forwarded for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 3/20/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Traffic Engineer.
Re: Traffic Designation on Pine Street.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 3/20/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Public Service Director.
Re: Bristol Street Petition for Curb and Gutter—CG2-80.

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 3/20/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director.
Re: Z-2-80 — 2727 West Holmes Road.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 3/20/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Department. Re: LS-4-80—6253 Barker; LS-10-80—6225 Rosedale.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 3/20/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Department. Re: P-1-79—Provincial House No. 3, Final Plat; P-5-79—Burks Acres, Final Plat.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 3/20/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director. Re: Capital Development Program for 1981-86.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 3/20/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the City Treasurer. Re: Status of 1979 Property Tax Rolls.

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

March 20, 1980

Council President Louis Adado and
City Council Members

10th Floor, City Hall

Lansing, Michigan 48933

Dear President Adado
and Council Members:

The City Charter, adopted by the electorate in mid-1978, requires City Council to adopt an ordinance setting forth the qualifications for each head of a department, division or agency to be appointed by the Mayor (Sub-section 4-401.1).

Finally, in May of 1979, you approved a proposed ordinance, which had been developed by Councilmen McKane and Baker. However, in the process, the behind the scenes activities of the sponsors brought forth confusion over amendments, which resulted in various offices receiving incorrect versions of what had transpired. In fact, it led to an incorrect ordinance being printed in the local newspaper and in the City Code.

In short, the City Charter requirement, Sub-section 3-304, which states that no ordinance shall go into effect until it has been published, has not been met. So, after almost two years, the former General Services Committee of the City Council, chaired by Councilman McKane, has not legally completed its work.

In the meantime, the position of Director of Personnel and Employee Relations has been waiting to be filled. Following contact with the City Attorney and receiving responses to my various questions, he did advise that I had the legal right to proceed in naming an individual to the aforementioned position without approval of City Council.

Therefore, be advised that I officially appointed Stephen A. Kintz to the position of Personnel Director, effective 12:01 A.M., Thursday, March 20, 1980. The necessary papers have been processed regarding same.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file.

March 24, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

In accordance with the provisions of Article 7, Section 7-101-104, of the City Charter of the City of Lansing, I am herewith submitting my Eleventh Annual Recommended Budget, this being for Fiscal Year 1980-81. This budget reflects the results of the most difficult financial, operational and legal problems that have faced the City during my administration. My Recommended Budget is the product of six months of effort by City departments and more than two months of review and analysis by my Budget Review Committee in a concerted effort by me and the administrative officers of the City to attempt to develop a reasonable, feasible and economically supportable budget and plan of operations.

As I cautioned you last year in my Budget Message, and in repeated communications since that time, the need for fiscal restraint is crucial. The excessive inflationary spiral, particularly the unprecedented increase in costs of fuel and petroleum based products, have precipitated a critical situation throughout the country and Lansing is by no means exempt from this crisis. We, and all the other citizenry of Lansing must heed these warnings and moderate our goals and desires to a level realistic to our fiscal capabilities. We have complacently expanded during an era when good general economic conditions, expanded Federal and State grants and a booming local industrial tax base made funds available to provide unprecedented levels of services at little or no direct cost (i.e. property tax) to the taxpayers of Lansing. As people have become accustomed to these added services and programs, we have tended to lose track of the unpleasant fact that, one day, the Federal and State funds would stop growing or even be reduced, and we would be forced to limit growth, reduce services in some areas and raise fee and/or taxes to sustain even these reduced levels.

The major impact of Federal and State mandates on City costs forces us to grapple with problems created by external factors. The changes in Workmen's Compensation, the Firefighters work week, orders by the Department of Natural Resources of the State of Michigan to remedy historical problems — these are just a few examples of actions whose cumulative effect is to force upon Lansing a severe strain on its fiscal capabilities. We were fortunate in the recent past to have adequate reserves to allow us to cope with such problems, and to allow the City Council to undertake major expenditures without carefully counting the cost. **We are no longer in such a position.** I am distressed at hearing comments from among some of our elected officials and their staff of "what's \$50,000?". **Ask any citizen whether \$50,000 is important.**

We still have many serious issues facing this City. The impending costs of rectifying the Aurelius Road Landfill problems as ordered by the State Department of Natural Resources will put a substantial drain on our resources. The upcoming labor settlements with each of our labor unions will strain our resources even further. Our

planned downtown redevelopment, so necessary to the City's long range economic vitality, requires a substantial investment of our limited resources if we are to help insure the City's future.

I have examined carefully the policy directives of the City Council. My Recommended Budget adheres to those policy guidelines, but I must ask you now to take immediate action to establish a more fully integrated fiscal policy for next year. Stating that you wish to give priority to park maintenance, to downtown redevelopment, to human services, etc., **does not adequately address the issues.** Council members have publicly stated that there will be no cut-backs in the major departments. These policies and public stances make it impossible to develop a measured, reasoned, operationally viable plan to face up to financial limitations. We must act in concert, as the elected officials of the City, to responsibly address the problems. **Not all current service levels are essential;** many reflect desirable goals which may have to be deferred until our economic resources again reach a level where we can afford discretionary spending.

The actions of the State and Federal governments, as well as, increasing public pressure for greater accountability, have substantially changed the way that cities, counties and townships must conduct and report on their activities. The administrative burden of complex and time consuming reports is a very real and necessary requirement in the expenditure of public funds. You as a Council have often questioned the necessity of the restrictions placed on use of our funds. All the funds of the City, regardless of source, must be expended in conformance to the legal and ethical consideration that face us as public officials. **It is not a game to see if we can out-wit one another; we must all be on the same side, namely that of public trust and responsible government.** I ask you to review my Recommended Budget in that context; I seek your cooperation, your input and your — support. If we fail in this, we jeopardize the City and its citizens. I do not say these things lightly. I have spoken in the past of fiscal concerns which did not materialize due to better than anticipated economic conditions. At this point in our history, only a complete refusal to acknowledge reality, or a selfish interest so strong that it is willing to ignore the plight of our entire country, would enable anyone to ignore the financial realities facing us. **We do not have unlimited resources; we cannot continue expanding our fixed costs; we must face up to the need for restrictions; we must limit our promises and for every expansion we make, we must make a corresponding reduction.**

In preparation of my Recommended Budget, I have struggled with these issues. Many matters were considered, many options proposed. I have determined, based on the recommendations of my staff, the Finance Director and the Budget Director, that we can accomplish the necessary reductions in expenditures without resorting to massive layoffs, this year, **only if the Council joins with me in this effort and does**

not add to our costs of operations. I will, through attrition and redistribution of existing resources, reduce the planned expenditures for City services over the upcoming year. This will result in some service level modifications, but I will make every effort to insure that such modifications have first as their focus such internal efficiencies and changes in operations as can be accomplished before implementing any changes that will affect the public. This will be a difficult task, of that there is little doubt. When I bring these issues before you over the next year, I ask your cooperation and support.

I have addressed the fiscal outlook in general and the economic climate in which we find ourselves. I would now like to turn to the specific issues within my Recommended Budget.

A major thrust of this budget is to improve the efficiency of operations and reduce costs. I have recommended to you several actions which will accomplish such efficiencies. They are the result of lengthy examination and difficult choices. They also represent only a first stage in the types of changes we must make if we seriously desire to reduce the costs of City operations. Areas that I have addressed include:

1. **Flexi-Patrol** — this pilot project has received very favorable response. I cannot, however, justify adding additional positions to the Police Department. I have, therefore, instructed the Police Chief to retain the Flexi-Patrol, within the priorities and work program of the Uniform Division, but absorb the temporary positions into his regular authorized manpower as retirements and other vacancies occur. I believe that, while this is certainly not the preference of the Department, it is supportable with internal reallocation and the internal assignment latitude that they can exercise.

2. **Minimum Manning** — the Fire Department currently has set a minimum manning level of 61 personnel, although they average 65-67 at most times. This practice requires substantial overtime expenditures that can be reduced if their minimum manning requirement is reduced. Since the 61 level includes two drivers for the command cars, I have recommended that the level be reduced to 59 before firefighters are recalled at overtime rates. This does not jeopardize services and I believe it is clearly not supportable to expend the funds necessary for overtime simply to provide drivers for command cars. Since several rigs already respond to each call for service, the ability of the Department to provide good fire protection services will not be impaired.

3. **Custodial Services** — I have recommended implementation of the second phase of a change in custodial services for the City Hall complex. By contracting for this service, including the addition of the entire Police Building, and by switching to three day service, I have been able to reflect a cost reduction of \$107,000 annually. This change, as pro-

posed by the Director of Administrative Services, is an example of the types of efficiency and cost reduction efforts that we must make to balance the budget. It should also be noted that this effort has been implemented by careful administrative planning without being forced to lay off personnel.

4. **Fleet Reduction** — as the costs of fuel rise disastrously, and as the costs of vehicles, maintenance and insurance rise, it has become necessary to re-examine our fleet. Two major thrusts are being addressed within my recommendations.

A. **Automobile Fleet** — the City has over the past years added cars obtained through grant programs and others for expanded availability as a convenience. With the cost of fuel estimated to reach \$1.50 per gallon next year and the average cost of a new vehicle at approximately \$6,400, I have carefully re-examined our requirements in this area, the reports of the Administrative Services Director, and the utilization justifications provided by the user departments. I have reduced the fleet by six vehicles this current year and propose to reduce an additional sixteen during the upcoming year. I feel confident that my department heads, through more careful scheduling and greater cooperative efforts will be able to redistribute their remaining resources adequately to perform essential services. The effect of this action will be to reduce the needed appropriation by \$100,000, as well as, reduce the needs for mechanic services, parts inventories and related costs.

I have also ordered all departments to effect fuel economy measures which I anticipate will further assist in cost control.

B. **Truck/Heavy Equipment Fleet** — based on the results of a survey conducted by Roy Jorgenson Associates, I have instructed a comprehensive task force effort to reassess fleet composition needs, fleet management alternatives and to provide their findings and recommendations to me by October 1, 1980. This is another major area where cost reductions may be able to be implemented. I report to you on this now to keep you apprised of the on-going efforts being made by my administration to bring about the needed efficiencies and cost reductions I have stressed. I will be reporting on this matter further during the course of the upcoming year.

5. **Personnel changes**—based on the recommendations of my department heads, I have eliminated positions where less costly service alternatives are available or where functions can be assumed by other personnel. Specific changes include:

A. **Public Service/Service Garage**—Reduction of 1 mechanic, 1 welder.

B. **Administrative Services/Property**

Management — Change 1 Group Leader, 4 Custodians to 4 Laborer IIB.

C. Public Service/Parking System—Reduce 10 Parking Attendants and 4 Custodians.

D. Public Service/Refuse — Reduce 3 Laborers and 3 Drivers and add 3 Special Equipment Operators.

These reductions are based on the ability of the City to perform more efficiently and with less cost. Wherever possible, incumbents are being assisted in transitioning into other positions. I am attempting to minimize the requirements of layoffs, but I caution you, some may be required. I further caution you that if we do not take these measures, and the others I have proposed in the budget, we are almost certainly going to be faced with across the board layoffs next year. We can make the essential reductions and we can limit the need for layoffs, but only if I have your full cooperation in holding down costs, resisting the temptations to appropriate beyond our real capabilities, and in working jointly to establish and adhere to priorities.

6. Program Changes—during the course of this fiscal year, the City consolidated its property management and maintenance functions within the Administrative Services Department. After assessing the needs in this area and our resource capabilities, several changes have been proposed. The City has had serious difficulties in adequately maintaining its 200+ buildings. We are now, probably for the first time, able to address these needs in an orderly fashion. My Recommended Budget includes funds for three categories of maintenance.

- A. Preventative — regular, scheduled maintenance
- B. Project — special needs that are required for safety, structural requirements, etc. Due to funding restraints, cosmetic maintenance has been deferred.
- C. Unscheduled — funds to handle breakdowns, unanticipated repairs and minor requirements that always occur.

By consolidating our maintenance functions in this manner, we will be much better able to maintain, control and report on the status of City properties as required by Article 4, Section 4-102.8 of the City Charter.

Rate Structures — Included directly within the budget are the proposed rate structures for Civic Center and Parks programs. These rates reflect a level necessary to meet the revenue estimates which are also an integral part of the budget. These increases are recommended by their respective department heads and are moderate. In the Civic Center, they will not, of course, match the costs of operations, but they are essential in preventing the required General Fund

subsidy from increasing. The City subsidy, with the aforementioned, will be \$450,000.

In the Parks Department, the rates are required to offset the operating cost as per previously adopted formulas. I have incorporated these rate structures directly into my Recommended Budget to insure the closest possible coordination between decisions on rates and decisions on expenditures. If you choose to change these rates, you would be required to reduce the estimated revenues and decrease proposed expenditure levels, or to increase the general tax levy a corresponding amount.

District Court — The budget proposed by the District Court reflected an insupportable level of expenditures. The requested new personnel, reclassifications and other increases were more than double that proposed by any administrative or legislative department. The District Court established a separate Personnel and Compensation Plan last year, as is their right. I must remind you, however, that State law authorized them to set and administer salaries within the level of their appropriation. The City is not mandated to expend whatever funds the Court wishes. Their request would require more than \$150,000 in revenues in excess of those generated to the City by the Courts. It makes no sense for the City to exercise its efforts at cost containment and deferment of desirable programs while simultaneously allowing those hard fought savings to be consumed by the District Courts.

I would also urge you to pass a resolution urging the State of Michigan to promptly proceed in action to take the entire Court and Probation System under State jurisdiction. The current arrangement benefits neither the City, the Courts, the State nor the people.

One final point relative to the District Court budget. The judges are again requesting a substantial increase in their salaries in addition to the increases provided by the State of Michigan. I have attached a breakdown of their salary in total for your consideration prior to your review of this request.

Enterprise Funds — As you are aware, several reports I have made to you in recent months, the status of our enterprise and other special funds has rapidly reached a critical stage. There are several issues that I want you to be especially alerted to.

1. **Sewage Disposal** — the anticipated implementation of wastewater treatment and sewer separation efforts mandated by the U.S. Environmental Protection Agency and the State Department of Natural Resources are far beyond City resource capabilities. The current sewer rates will have to be revised within the next few months to meet the requirements placed on the City. The Finance Director and Public Service Director will be reporting to you within the next 90 days on this matter.

2. **Public Act 51, of 1951 (Street**

Funds) — the reserves are virtually exhausted. Reduction in fuel consumption, so necessary to conservation efforts, results in a reduction in funds available for street maintenance operations. We can expect this situation to grow more critical over the next year.

3. Parking System — the long delayed rate increases have improved the problems in this fund, but they are not sufficient to fully resolve them. Planned ramp improvements will have to be phased in due to limited availability of funds.

All of the City's operations have a strong interlocking influence. There has been a tendency to treat these operations, and their funds, as well as, all the restricted funds, as though they were somehow not really City dollars. You cannot ignore, nor separate, the link between these operations and their impact on the General Fund. The aggregate of funds available from all sources is what we must consider when setting priorities, and expending funds. All funds have reached a critical point. We must exercise great care in examining our uses of these funds as they relate to our total City priorities.

Capital Improvements Budget — The Recommended Capital Improvements budget is almost completely comprised of projects for which the City has already existent legal or policy commitments. Although there are numerous other projects which I, or you as a Council, might wish to include, we have no funds available for discretionary projects. In fact, the level of committed projects, plus the unplanned drain on resources resulting from the Council's decision to appropriate the entire land acquisition cost for the Arena/Exhibition Hall rather than phasing funding over several years, already exceeds the resources which would be available with the existing tax rate. These existing commitments indicate to me that we cannot afford to undertake any additional major efforts, over the next two years, unless there are substantial improvements in the economy and a material lessening of the inflation rate.

My Recommended Budget includes funds for the following projects:

Aurelius Road Landfill — \$600,000 to undertake the first phase of the State Department of Natural Resources required environmental remedies at the old landfill. This phased approach is not yet finally approved, but we are committed to proceeding with our efforts, although we can in no way afford a complete and immediate remedy to these historical problems.

Capitol Commons — \$297,000 in funds to complete required City portions of this major redevelopment project.

Edgewood Blvd. — \$882,000—the City has policy commitments to this project and these funds, coupled with the \$898,000 already appropriated in Act 51, will accomplish the Phase I extension.

Circuit Court Facilities — \$85,751—this

represents the City's share of the additional Circuit Court Facilities under our agreement with the County, one of only three such required City payments in the whole State of Michigan. The actual lease agreement will be brought before you in the next several weeks for your action.

Miller Road Overpass — \$60,000 to construct a pedestrian overpass at North School, to give safety to the young and the aged.

Fire Station No. 8 — \$80,000 to re-purchase, from Community Development, the other half of Fire Station No. 8 basement in order that the Fire Prevention offices can be relocated to that site now that the Foster Street School has been acquired. This change will not be implemented until the school facilities are available for eastside community use.

Warehouse Facility — \$125,000—with the planned demolition of the Jury Rowe warehouse in August, 1980, it will be necessary to obtain alternative warehousing facilities. A further report on this will be presented to you prior to implementation.

The other items included are funds for:

Blacktop Construction	\$50,000
Alley Surfacing	100,000
County Drain Projects	144,090
Pedestrian Access — N. Washington Mall	35,000
General Services	50,000

The total Capital Improvements Budget of \$2,508,841 represents a major resources commitment on the part of the City. As our fund balance has been depleted and our fixed costs have risen, we are increasingly restrained by financial limitations from undertaking further commitments. These project commitments should be completed, or your policies and priorities changed, before any further capital improvements are committed by you.

Changes in Budgetary Approach—Several changes have been made within the budget to improve operational control and better reflect our resource commitments in various areas. These changes will also allow me to insure that your policies, as well as, legal requirements are able to be met. Two of the significant changes are:

A. Capital Improvements Program — When examining the Capital Improvements Budget, you will not find many items that you have traditionally seen in this budget. At the recommendation of the Capital Improvements Program Technical Coordinating Committee, all major maintenance and equipment items have been addressed directly in the operating budgets. For example, sidewalk repair is funded directly in the Public Service budget. This change will allow us to

more accurately assess our operating and capital improvement needs and funding commitments.

B. Parks—The department has requested and I have incorporated a change in their budget structure to improve their operational control and lines of accountability.

I have instructed the Budget Director to bring these changes to your attention as you review the budget and to explain their purpose. I believe you will find these changes to be beneficial in improving operational efficiency and in assisting you in your review and oversight functions.

Council Policy Directive—The City Council directed that one percent of the General Fund/Revenue Sharing Budget be allocated to Human Services and \$75,000 in matching funds. On January 21, 1980, you unanimously adopted the categorical allocations and agency guidelines proposed by the Human Resources Board and Human Resources Director, which I reviewed and recommended to you. In adherence to these guidelines, I am recommending the following.

Child and Family Services — \$265,000—these funds will be used to support day care centers, child abuse services, services to the aging and women's programs for these agencies.

	1%	Matching
Happy Day Day Care	\$35,000	\$
Resurrection Day Care	35,000	
Humpty Dumpty Day Care	35,000	
Small Folks Day Care	35,000	
Friendship Day Care	35,000	
Child Abuse & Neglect	15,000	
Retired Senior Volunteer Program		5,000
Women's Bureau		10,000
HAF/C.S.P.	50,000	10,000

Crime Prevention Services — these funds will be utilized to support community re-entry programs for criminal offenders and training programs for disadvantaged individuals designed to reduce the potential for criminal activities.

Youth Development Corporation	\$60,500
New Way In	60,500

Health, Mental Health and Substance Abuse — these funds support both local agencies operated by other governmental units. I strongly recommend that programs run by other governmental units, and those that have the legal capabilities to raise fees to cover costs, be given one year notice to make alternative arrangements to City supported operations.

Agencies currently funded include:

Cristo Rey Counseling	\$20,000
Comprehensive Substance Abuse	20,000
National Council On Alcoholism	15,500
Ingham County Health	43,500
Recreation and Culture Service — these funds include:	
YWCA	\$10,000
Arts Council Center	\$10,000
Impression V	8,500
In addition, my budget recommendations include carry-forward of these existing general fund appropriations (or the balance remaining of these funds) into the upcoming year.	
Handicapper Alliance	\$24,268
Tri-County Office on Aging—Homebound Meals	\$24,000
Retired Senior Volunteer Program	2,000

This level of Human Service funding represents .6 mills on the property tax rate, or 5% of the property tax revenues generated throughout the City. I think that this alone should prompt you, as a Council, to re-evaluate your support of programs operated by other taxing units. While they may well be valuable programs, it seems only reasonable that the taxing units operating them should be willing to be the ones to levy taxes in support of them, rather than asking Lansing to levy additional taxes on their behalf. Don't be trapped into making City residents bear the tax burden of such programs. This is not inter-governmental cooperation; it is merely a way of shifting taxes out of another unit's levy and into ours.

Parks Maintenance — In its adopted policy, the City Council asked that priority be given to Parks Maintenance functions. After extensive review of the needs in this area, the resources available, and reductions in Federal program dollars which could be utilized for such services, I have developed a plan of operations which meets your policy requirements. This plan requires a shifting of other resources, and priorities, from areas where dollar utilization provides more limited impact into the higher impact areas of parks maintenance.

Specifically, I have incorporated the following changes into my Recommended Budget:

1. Added 629 man weeks of seasonal labor for mowing operations, litter pick-up, application of growth retardants and miscellaneous trash pick-up, minor construction, etc., at a cost of \$146,000.
2. Established a "Special Events" account to handle the July 4th Ethnic Fest-

ival and other special City sponsored activities. This account is a consolidation of existing appropriations, scattered throughout the Parks Department, as well as, additional \$5,000 available to support such activities as the Council may direct. This will allow such activities to be handled without interfering with normal operations by drawing on resources intended for general parks maintenance and operations.

3. Added 86 man weeks of seasonal labor to be utilized in the cemeteries particularly in preparation for Memorial Day.

To make available the resources needed for these activities, as well as, the increased costs of parks operations in general, I have incorporated several other changes.

1. Consolidation of the Vector Control function into Parks Ground Maintenance. This will allow handling of complaints and limited setting of traps, etc., but will eliminate the ineffective, high cost areas of vector activities, such as larvaciding. Since the effectiveness of such a program is dependent on both the similar activity of neighboring communities and weather conditions, and since we would otherwise have to make a substantial additional expenditure for equipment, I have recommended this more limited program as an efficiency measure.

2. The City of Lansing currently has 42,000 residential street trees according to the Parks Director. Since we, over the past several years, have devoted extensive resources both from grant funds and general funds, I have recommended a deferment of additional planting at this time. I have, also, included a change in the trimming cycle for small trees from 3 to 4 years. This will pose no hazards but may result in some trees not looking quite as good. I do feel, however, that this will be within acceptable levels and I have, therefore, reallocated some resources from Forestry to Parks Maintenance.

3. I have deleted the neighborhood ice rinks and switched those resources into parks maintenance. We found that use of the Washington Park Ice Rink was up substantially when the neighborhood rinks were not utilized this year due to weather conditions. We received virtually no complaints from the public and I feel, again, in light of our limited resources, that it makes more sense to focus our resources in this manner.

4. I have reduced the allocations for unstructured after school programs, after budget review with the Parks Director. He indicated that the regional programs are more effective and provide better services. I have, therefore, determined that the regional programs should be retained while the resources previously allocated to the unstructured programs would provide more services to more individuals by placing them in the parks maintenance area.

Public Improvements—My Recommended Budget includes a continuation of prior

funding levels for curb, gutter and sidewalk repair. Our resources are too limited to afford expansions in these areas, especially with the rejection by the electorate of a bond issue to construct the necessities. I would recommend to you, as has been recommended to me by the Capitol Improvements Technical Coordinating Committee, that your policies on assessment for such repairs be re-evaluated. If we again assess in those areas where we have historically made such assessments, we would be able to provide for such repairs to more areas throughout the City. I will make available the staff and reports in this matter at your earliest convenience to assist in your review.

I further recommend that you adopt a policy which requires developers to pay for blacktop construction, as is done in 18 out of 21 cities surveyed by the Public Service Director. The Capital Improvements Program Technical Coordinating Committee has recommended this change in policy, which would provide an additional \$50,000 a year for improvements needed. It is my recommendation that such a policy change be adopted, and that it specifically exclude the approximately 18 development plans currently on file with the City. This would require the City to maintain its General Fund appropriation for the next two years, after which we can reprogram those resources into other areas such as curb, gutter and sidewalk repair.

Education and Training — Pursuant to Council policy adopted October 1, 1979, I have developed and implemented administrative procedures and guidelines to provide City-wide training opportunities. The historical practices were individually administered by various departments and not all departments had access to any training funds. I have, therefore, consolidated all training funds for all departments under the General Administration budget to provide equal access and stated guidelines for these funds. The detailed procedural guidelines are included for your review.

Special Highlight — There is one area that I am particularly proud to bring to your attention. The record of my administration and the City of Lansing in responding to the needs of the Senior Citizens reflects our deep commitment to those who have lived and worked and helped this community for many years. My Recommended Budget reflects my continuing commitment in this area.

The City provides a Senior Citizen Center, at the Civic Center, with a budget of \$56,000, plus providing parking, maintenance and other support services. I have included \$39,488 for the Tri-County Consortium on Aging, \$10,000 for Homebound Meals and a recommended carry-forward of approximately another \$24,000 for the Homebound Meals program.

My Recommended Budget also includes \$93,000 for programs for seniors operated by the Parks Department.

It, also, includes \$5,000 for the Retired Senior Volunteer Programs, as well as, a

recommended \$2,000 carry-forward for this program.

In addition, Senior Citizens receive substantial property tax relief which averages from 60% to 70% of the property tax bill for each Senior Citizen homeowner.

While every group within the population deserves the quality services provided by the City of Lansing, I feel that we owe a special recognition to our Senior Citizens.

Special Recommendations — There are several areas where you should take immediate action. The Federal government is currently considering actions to reduce, modify or perhaps even eliminate Federal Revenue Sharing Funds. My Recommended Budget is based on the assumption, and hope, that Federal Revenue Sharing will be continued. If it is not, the City will have to make drastic cutbacks this year. We would have no other choice. Revenue Sharing equates to \$3.00 per \$1,000 of assessed valuation of the property tax level, over, and above, the existing need for an increase.

I ask you to adopt a strong resolution of support for Federal Revenue Sharing in its current form and asking Senators Donald Reigle and Carl Levin and Congressman Robert Carr to support its re-enactment. Since this matter is currently before Congress, time is short. We cannot expect this legislation to be re-enacted, if we do not show our support and appreciation to our Senators and Congressmen.

Another area where the City could alleviate the financial crunch is in the U.S. Comprehensive Employment Training Act (CETA) Funds. Our previous representatives to the Manpower Consortium did not support the City's request to charge indirect costs allowed by Federal law to be paid back into the General Fund. This cost the General Fund over \$300,000. We are not talking about preventing new jobs from being created. We are talking about our being able to retain existing jobs in the City. It makes no sense to create new, short term jobs at the expense of eliminating existing full time positions of employment. I ask you to pass a resolution to instruct your representatives on the Manpower Consortium to join with my representative in re-addressing this matter with the Consortium. We are legally entitled to these funds; other governmental agencies in the area receive such dollars. The result of the City not receiving them is to unnecessarily deplete the General Fund and, thus, jeopardize the services of the City and the jobs of our own staff. I have asked the Controller to meet with your representatives and to pursue this promptly.

The final issue that I wish to reiterate is the problem of increasing fixed costs. The major costs of City operations are labor and fringe benefit costs. Of our total General Fund/Revenue Sharing Budget, \$25,135,000 pays for City staff, and \$11,318,000 for fringe benefits. Positions have been added repeatedly without making corresponding reductions elsewhere. These costs represent 75% of the operating budgets,

and if we do not reverse the trend to increase positions rather than reallocating available manpower, we will not be able to control the budget. We must make this effort. Even though it is unpopular, we owe it to the citizens of Lansing to make the responsible decisions necessary. The trap of avoiding hard decisions by funding beyond our means is tempting. No one wants to have to say no, to recognize limits or to reduce their desires. We must lead in this effort. We cannot assume someone else will do it for us. It is the City Council's and my responsibility. We must meet it.

Recommended Budget/Tax Levy—I have outlined for you the major fiscal problems facing our City, problems which face the entire country. I have addressed the actions I have proposed to bring down the costs of government. I have indicated the funds required to accomplish the expensive legal and policy mandates that I had to face.

At the end of this lengthy and difficult process, I propose to you a total General Fund/Revenue Sharing Budget of \$47,292,764. This budget includes \$44,383,923 for City operations; it includes \$2,508,841 for committed and essential Capital Improvements; it includes a \$300,000 Reserve for Contingency and \$100,000 for Emergency Fund. Of this amount, \$44,172,717 is estimated to be received from taxes, fees and general revenues and \$3,120,047 to be drawn from our remaining Stabilization Fund.

This brings the Stabilization Fund, for which the City Council adopted a policy several years ago, to a dangerously low level. Since your policy mandates a review of the property tax levy and calls for an increase in the tax rate when the Stabilization Fund falls below 10% of the General Fund/Revenue Sharing, I am recommending the tax rate for Fiscal Year 1980-81 of 12.07 mills with 11.25 mills going to support operations and .82 mills to reduce bonded debt. This is a 1.37 mill increase, or \$1.37 per \$1,000 of assessed valuation, the first property tax rate increase by the City since the 1976-77 Fiscal Year, and is a rate below that of that year.

I have continued to make every effort to keep the tax rate low. Last year, the City collected only 17.3% of the property taxes levied by the School District, Community College, the County and the City. This is a decreasing proportion of that total. We have reached the point where we must raise taxes to meet the costs of our labor agreements, and complete those major development projects that will help to assure the future of Lansing. Even with this unwelcome, but necessary, tax increase, the City will be hard-pressed to avoid further problems. My administration is taking strong steps, many of which I spoke to previously. I ask you, the City Council, to do the same. For every \$100,000 you add to the budget, you must add an additional 10 cents per \$1,000 of assessed valuation to the tax rate. You have expended available reserves already; there is no quick or easy solution to our City, or our country's fiscal problems. You cannot ignore them and you must take the measures necessary to contain costs and to reverse the trend to spend

at a rate higher than we can support. I am working diligently in these same areas. I ask you, as a Council, to work with me in this effort.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

RESOLUTIONS

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing suffered a great loss with the passing of Reverend Marcel B. Elliott on Sunday, March 15th; and

Whereas, Reverend Elliott spent his formative years in Lansing, graduating from Eastern High School and going on to graduate from Michigan State University; and

Whereas, after receiving theological training at Garrett Biblical Seminary and Yale University, Reverend Marcel B. Elliott served 20 years with the Michigan Conference of Churches pastoring in more than five Michigan Communities; and

Whereas, his employment as Executive Director of the Lansing Housing Commission from 1967 to 1979 was not directly related to the ministry he continued doing the "Lords" work by helping those persons less fortunate than himself find decent housing;

Now, Therefore, Be It Resolved the City Council of the City of Lansing, Michigan hereby extends its sincerest sympathies to the family and friends of Marcel Elliott; and

Be It Further Resolved the void created by Reverend Elliott's departure from our midst will not soon be forgotten, nor will his deeds of human kindness.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON GENERAL SERVICES—

Resolved by the City Council of the City of Lansing:

That the request of the Michigan Education Association — Political Action Committee for a Beer and Wine Sales Permit for the "Old Time Political Rally" to be held in the Riverfront Park on May 16, 1980 from 5:00 p.m. to 11:00 p.m. be approved upon payment of \$10.00 to the City Clerk for said permit and the filing of Certificate of Insurance and the application for said permit.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Blair, Gunther, Lindemann, McKane, Worthington—7.

Nay: Councilman Brenke—1.

By COMMITTEE ON GENERAL SERVICES—

Resolved by the City Council of the City of Lansing:

That the request of Court Wolverine No. 1229 of the Independent Order of Foresters for a 24-hour liquor permit for the 29th of March at the National Guard Armory is hereby approved provided the special 24-hour liquor permit is obtained from the Michigan Liquor Control Commission.

Adopted by the following vote:

Unanimously.

By COUNCILMEN ADADO and GUNTHER—

Resolved by the City Council of the City of Lansing:

Whereas, the Richard Council No. 788 of the Knights of Columbus will conduct their fifth annual fund drive to assist the mentally retarded locally and in the State of Michigan; and

Whereas, this fund drive will be conducted on March 28, 29, and 30, 1980, in downtown Lansing, State office buildings, Frandor Concourse, Sears, Logan Center, Meljer Thrifty Acres (east, west, and south), K-Mart (east, west and south), and Meridian Mall; and

Whereas, local agencies that assist the mentally retarded, including the Beekman Center, Handicapper Scouting, the Moore Living Center, the Greater Lansing Association for Retarded Citizens, and the Ingham County Developmental Center, will benefit from this year's drive, for which the goal is \$10,000;

Now, Therefore, Be It Resolved the Lansing City Council hereby proclaims March 28, 29, 30, 1980, as "K of C Help the Mentally Retarded Days" in Lansing, and urges all citizens to participate by donating generously to the Knights or their helpers to further this worthy cause.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON GENERAL SERVICES—

Resolved by the City Council of the City of Lansing:

That the request from Howard Johnson Company for a transfer of all stock interest in their Class C and SDM licensed business with dance permit and Sunday sales, located at 3224 East Saginaw Street, Lansing, Michigan, in Ingham County, from all existing stock holders to H-J Holding Company is hereby approved.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON GENERAL SERVICES—

Resolved by the City Council of the City of Lansing:

That the request of John Q's, Inc., for transfer of ownership of 1975 B-Hotel license from Capitol Savings and Loan Association and transfer of location from escrow at 220 Seymour, Lansing, Michigan 48933, Ingham County to 111 Capitol, Lansing, Michigan 48933, Ingham County, is hereby approved.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, it is necessary to hold a public hearing prior to the Council approval of Commercial Redevelopment Exemption Certificate for the following petitioner:

Commercial Redevelopment District CRD-10-79

Petitioner: B.F. Goodrich Tire Co.
405 S. Grand Ave.

Therefore Be It Resolved that the City Clerk give at least 10 days notice of a public hearing when all persons interested may attend and make any objections they may have to the approval of the certificate and

Further Resolved that the City Clerk notify the legislative body of each taxing unit which levies ad valorem property taxes in the City and

Further Resolved that such hearing shall be held at the Council Chambers in the City Hall on April 14, 1980 at 7:00 P.M. and that notice of such hearing be published in a publication of general circulation of said City.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON WAYS AND MEANS—

Resolved by the City Council of the City of Lansing:

Whereas, on November 26, 1979, City Council approved the sale of property in the 2200 Block Raymond St., more particularly described as:

Commencing N 1°42'30" E 338 ft. from SW cor Lot 39 Assessor's Plat No. 57 to Point of Beginning: thence S 88°17'30" E 180.77 ft. to East line Lot 39, thence N 1°38'55" E 555 ft. m/L to NE cor Lot 39, thence N 52°00'30" W 223.35 ft., thence S 1°42'30" W 680.31 ft. to Point of beginning, being part of Lot 39 Assessor's Plat No. 57 as recorded in Liber 29 of Plat Pgs 41, 42, 43, 44 Ingham County Records, City of Lansing and,

Whereas, Sale of that property was subject to the following: the right in ingress and egress by the employees of the Board of Water and Light and the City of Lansing, the employees of utilities, either public or private, to use the land sold or so much as may be necessary for the reinstallation, maintenance, repair or removal of utilities already present and,

Whereas, City Council further resolved that an outside qualified appraiser be hired to establish a fair market value, and

Whereas, quotations for said appraisal have been received in the amounts of from \$750 to \$900, and

Whereas, City Council policy on land disposition requires, for all sales of properties valued in excess of \$50,000, that details of the proposed sale be filed in the office of the City Clerk for a period of 30 days, that notification of a public hearing be printed in a newspaper of general circulation at least 10 days prior to a public hearing being conducted, that a public hearing be conducted before City Council, and that sale of the property be made no sooner than one week following the public hearing, and

Whereas, it is not in the best interests of the City of Lansing that funds be spent for such appraisal provided, however, that the above requirements for properties valued at \$50,000 be fulfilled,

Now, Therefore, Be It Resolved that the City Council of the City of Lansing hereby rescinds its requirement of its resolution of November 26, 1979, to require an appraisal from an outside qualified appraiser on the above described property, and

Be It Further Resolved that the City Council requires that sale of this property shall be handled in a manner consistent with sales of properties valued in excess of \$50,000, and

Be It Further Resolved that a public hearing on the proposed sale be conducted at 7 p.m., Monday, April 28, 1980, in City Council Chambers, and

Be It Finally Resolved that bid documents shall indicate that the lowest acceptable bid shall be no less than the fair market value as established by the City Assessor.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the question of Parks recreation fees were referred to the Public Properties and Safety Committee, and

Whereas, these fees have been reviewed and recommended by the Committee on Ways and Means and by the Committee of the Whole, and

Whereas, action is required immediately if these fees are to be implemented for calendar 1980 programs.

Now, Therefore, Be It Resolved that this item be discharged from the Committee on Public Properties and Safety.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing operates numerous recreational facilities and programs; and

Whereas, the City has maintained a formula basis to insure that these programs are supported by participant fees; and

Whereas, it has been recommended by the Mayor and Parks Board that these fees as attached be raised in recognition of cost increases.

Now, Therefore, Be It Resolved that the fees as proposed be adopted effective immediately.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nay: Councilman Blair—1.

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City of Lansing:

Whereas, various neighborhoods in Lansing have been plagued with prostitution over the years; and

Whereas, the negative economic impact on both residential areas and business districts is devastating, amounting to thousands of dollars lost in business and property values; and

Whereas, the City attempts to curtail this cancer which attacks the marrow of our community, have been moderately successful

ful in recent months, but only in targeted neighborhoods; and

Whereas, the City of Lansing has enunciated no clear policy statement relative to this intense problem;

Now, Therefore, Be It Resolved by the City Council of the City of Lansing that prostitutes soliciting on the streets will not be tolerated within these corporate limits; and

Be It Further Resolved that the Council strongly urges the Lansing Police Department to respond with all due haste to any businessman's or neighborhood's call for assistance in dealing with prostitution or related crime in any area of the City; and

Be It Finally Resolved that the judicial branch of our government is urged to mete out justice (with equal strength) in crimes of this nature to the fullest extent of the law.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON GENERAL SERVICES—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Charter authorizes the Mayor to appoint a qualified person as the Chief Personnel Officer; and

Whereas, the City Council has relied on the Lansing Code of Ordinances (Section 2-118) for guidelines as to the qualifications required by an individual being considered for appointment; and

Whereas, this particular section of the Lansing Code of Ordinances, although adopted by Council in May of 1979, has never really become effective as it was not published in its final amended form in the local newspaper; and

Whereas, the Mayor has chosen to circumvent the Council entirely by filling the Personnel Director's vacancy while no ordinance requiring specific qualifications is legally in effect;

Now, Therefore, Be It Resolved, by the City Council of the City of Lansing sitting in regular session this 24th day of March 1980, the Mayor's appointment in no way reflects the intent of the ordinance adopted by the Council; and

Be It Further Resolved, although the Council cannot impact on the Mayor's decision at this point, this body emphatically requests that greater attention be paid to appointee qualifications in the future as the amended ordinance will be published within the next week and full effect will be given.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Blair,

Gunther, Lindemann, McKane, Worthington—7.

Nay: Councilman Brenke—1.

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the 12th day of February, 1979, this council was petitioned to change the following described property from "A" One Family Residence District to "G-2" Wholesale District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 3rd day of March, 1980, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-7-79 — 3100 Block West Miller Road; 3305-07-126-051.

More particularly described as:

That part of the northwest $\frac{1}{4}$ of Section 7, T3N, R2W, City of Lansing, Ingham County, Michigan, described as: beginning at the north $\frac{1}{4}$ corner of said section; thence south $89^{\circ} 31' 23''$ west 330 feet along the north line of said section; thence south $0^{\circ} 30' 58''$ east 660 feet; thence north $89^{\circ} 31' 23''$ east 330 feet to the north/south $\frac{1}{4}$ line of said section; thence north $0^{\circ} 30' 58''$ west 660 feet to the point of beginning,

from "A" One Family Residential District to "G-2" Wholesale District.

Whereas, pursuant to Act 207, Public Acts of 1921 as amended, the Planning Board recommended that the request be approved subject to conditions; and

Whereas the Physical Development Committee of City Council reviewed the report of the Planning Board and did concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the request to rezone the above described property from "A" One Family Residential District to "G-2" Wholesale District be approved subject to the following conditions:

- 1) Building, site and screening plans be submitted and approved prior to any construction.
- 2) All special assessments and delinquent taxes be paid.
- 3) Provide storm sewer extension to the site.

Adopted by the following vote:

Unanimously.

By WAYS AND MEANS COMMITTEE—

Resolved by the City Council of the City of Lansing:

That the following transfers be made:

\$ 2,105.00 from Reserve for Contingencies
A/C 101-941-000-963

\$ 2,105.00 to Maple Hill School
Utilities Property
Management
A/C 101-265-008-920

\$ 400.00 from Equipment Maint.—
Flood Control
A/C 101-445-017-933

\$ 400.00 to Utilities—Public Service
A/C 101-445-017-920

\$ 800.00 from Olds Ave. RR Crossing—
Major Streets Act 51 Funds
A/C 202-453-768-974

\$ 800.00 to Cavanaugh Rd. R.R.
Crossing
A/C 202-453-707-974

\$ 2,000.00 from Aurelius Rd. Structure—
Major Sts.
A/C 202-453-762-974

4,500.00 from N. Grand River Ave.
Bridge
A/C 202-453-772-974

\$ 6,500.00 to Aurelius Road Traffic
Study
A/C 202-453-761-801

\$18,005.00 from Wages—Major Street Snow
Removal
A/C 202-478-000-706

7,331.00 from Fringe Benefits
A/C 202-478-000-715

9,837.00 from Materials
A/C 202-478-000-782

30,461.00 from Equipment
A/C 202-478-000-943

\$13,293.00 to Wages—Surface
Maint.—Major Sts. P.S.
A/C 202-464-000-706

5,412.00 to Fringe Benefits
A/C 202-464-000-715

9,172.00 to Materials
A/C 202-478-000-782

6,573.00 to Equipment
A/C 202-478-000-943

2,603.00 to Wages—Street
Cleaning—Major Sts.
A/C 202-466-000-706

1,060.00 to Fringe Benefits
A/C 202-466-000-715

22,037.00 to Equipment
A/C 202-478-000-943

- 2,109.00 to Wages—Utility
Pavement Cuts—Major St.
A/C 202-470-000-706
- 859.00 to Fringe Benefits
A/C 202-470-000-715
- 665.00 to Materials
A/C 202-470-000-782
- 1,851.00 to Equipment
A/C 202-470-000-943
- \$49,000.00 from Wages—Local Street
Snow Removal
A/C 203-478-000-706
- 19,952.00 from Fringe Benefits
A/C 203-478-000-715
- 35,630.00 from Equipment
A/C 203-478-000-943
- \$25,282.00 to Wages—Surface
Maint.—Local Sts.
A/C 203-464-000-706
- 10,295.00 to Fringe Benefits
A/C 203-464-000-715
- 17,166.00 to Equipment
A/C 203-464-000-943
- 18,081.00 to Equipment—Street
Cleaning
A/C 203-466-000-943
- 2,420.00 to Wages—Utility Pave-
ment Cuts—Local St.
A/C 203-470-000-706
- 985.00 to Fringe Benefits
A/C 203-470-000-715
- 6,820.00 to Materials—Unpaved
Streets
A/C 203-468-000-782
- 18,925.00 to Equipment
A/C 203-468-000-943
- 4,608.00 to Materials—Local
Street Snow Removal
A/C 203-478-000-782
- \$ 500.00 to from Repairs—Operating
Supplies—P.S.
A/C 590-562-000-740
- \$ 500.00 to Operating Supplies—
Installation of Taps &
Yees
A/C 590-565-000-740

I hereby certify that this is a properly
drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Approved:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
TERRY J. MCKANE,
Ways and Means Committee.

By COUNCILMAN BLAIR—

That there be a division in voting on the
Transfer of Funds and the transfer of
funds for \$6,500.00 be voted on separately.

Carried.

The balance of the transfer of funds
excluding the amount of \$6,500.00 was
adopted by the following vote:

Unanimously.

Much discussion was held and questions
asked on the transfer of funds for \$6,500.00
for the Aurelius Rd. Traffic Study.

By COUNCILMAN BLAIR (Lindemann)—

That this be referred to the Committee
on Public Property and Safety and they re-
port back to the Committee on Ways and
Means by Thursday.

Adopted by the following vote:

Yeas: Councilmen Adado, Blair, Gunther,
Lindemann, McKane, Worthington—6.

Nays: Councilmen Belen, Brenke—2.

ORDINANCES

By COUNCILMAN LINDEMANN—

The Committee reported that it had con-
sidered an ordinance providing, that the
Code of Ordinances, City of Lansing, Mich-
igan, be amended by:

- a. Revising Section 9-2 of the Code
(Adoption of Building Code);
- b. Repealing of sections 9-3 through 9-4,
Sections 9-77 through 9-82, and Sec-
tions 9-93 through 9-96 of the Code of
ordinance of the City of Lansing and
declaring same to be null and void and
of no effect.
- c. Adding new sections to be numbered
9-3 and 9-4 to the Building Code
(Amendments to Uniform Building
Code—Severability).
- d. Revising section 9B-1, 9B-2, 9B-3 and
9B-11 (Adoption of Mechanical Code,
Board of Mechanical Examiners Cre-
ated, Authority of Board, Severabil-
ity).
- e. Repealing of Section 9B-10 of the
Code of Ordinances and declaring
same to be null and void and of no
effect;
- f. Adding a new section to be numbered
9B-10 (Amendments to Uniform Me-
chanical Code);

g. Revising sections 9C-1, 9C-2, 9C-3, 9C-18 and 9C-22 (Adoption of Uniform Plumbing Code, Board of Plumbing Created, Authority of Board, Fees, Severability);

h. Revising Section 9C-21 (Changes in Uniform Plumbing Code);

and recommended that the ordinances be passed.

Carried.

ORDINANCE NO. 563
(Adoption of Building Code)

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by revising Section 9-2 of the Code (Adoption of Building Code), be placed on order of immediate passage.

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City of Lansing, that the ordinance providing that the Code of Ordinances, City of Lansing, Michigan be amended by revising Section 9-2 of the Code (Adoption of Building Code), be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 563

Chapter 9 — Building Code

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, BE AMENDED BY REVISING SECTIONS 9-2 OF SAID CODE.

Section 9-2. Adoption of Building Code.

That certain document or booklet accompanying this chapter, an official copy of which is on file in the office of the City Clerk of the City of Lansing, being marked and designated as the "Uniform Building Code, 1979 edition, published by the International Conference of Building Officials, is hereby adopted pursuant to the authority vested in the City of Lansing by the following State of Michigan enabling act:

Section 8 of the State Construction Code Act (Act 230 of 1972, compiled laws 1948 Section 125.1501 et seq.)

This Code provides regulations for the erection, construction, enlargement, alter-

ation, repair, removal, demolition, conversion, occupancy, equipment, use, height, area and maintenance of all buildings and/or structures in the City of Lansing; providing for the issuance of permits and collections of fees therefore; providing penalties for violation of such Code; and each and all of the regulations, provisions, penalties, conditions, and terms thereof shall be deemed adopted and made a part hereof by the reference as if fully set out in this chapter, subject to such changes as may be made by the terms of this chapter.

This ordinance shall become effective ninety (90) days after the date of passage.

ORDINANCE NO. 564
(Building Code)

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by repealing of sections 9-3 through 9-4, sections 9-77 through 9-82 and sections 9-93 through 9-96 of the Code and declaring same to be null and void and of no effect, be placed on order of immediate passage.

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City of Lansing, that the Ordinance providing, that the Code of Ordinances, City of Lansing, Michigan be amended by repealing of sections 9-3 through 9-4, sections 9-77 through 9-82 and sections 9-93 through 9-96 of the Code and declaring same to be null and void and of no effect, be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 564

Chapter 9 — Building Code

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR THE REPEAL OF SECTIONS 9-3 THROUGH 9-4, SECTIONS 9-77 THROUGH 9-82, AND SECTIONS 9-93 THROUGH 9-96 OF THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, AND DECLARING SAME TO BE NULL AND VOID AND OF NO EFFECT.

ORDINANCE NO. 565
(Amendments to Uniform Building Code)

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by adding sections to be numbered 9-3 and 9-4 to the Building Code (Amendments to Uniform

Building Code) (Severability), be placed on order of immediate passage.

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by adding sections to be numbered 9-3 and 9-4 to the Building Code (Amendments to Uniform Building Code, Severability), be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 565

Chapter 9 — Building Code

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT CHAPTER 9 OF THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, BE AMENDED BY ADDING SECTIONS TO BE NUMBERED 9-3 AND 9-4.

Section 9-3. Amendments to Uniform Building Code.

The Uniform Building Code adopted by Section 9-2 of this Chapter is hereby changed, altered or amended to read as follows:

Section 103. Scope., is hereby amended by adding a new paragraph:

Whereas sections of this Code specify materials and methods of construction inconsistent with Section 316, "Provisions for Barrier Free Design" of the State of Michigan Construction Code, Section 316 shall govern.

Section 201. Creation of Department., is hereby deleted and a new section added as follows:

Department of Building Safety & Development Created. There is hereby created a Department of Building Safety & Development which shall be under administrative and operational control of the Director of Building Safety & Development. The Director shall be appointed by the Mayor and confirmed by the City Council and shall hold office at the pleasure of the Mayor or until his successor is appointed and has qualified, unless removed in accordance with the provisions of the Charter of the City. The Director shall have those qualifications as set forth in Section 2-114 of the Code of Ordinances. The Department shall consist of the Director, Deputy Directors, Chief Building Inspector, Chief Electrical Inspector, Chief Mechanical Inspector, Chief Plumbing Inspector, Chief Housing Inspector, and such other employees as may be necessary to carry out the work of the Department of Building Safety & Development. They shall perform such duties as shall be prescribed by the Director and shall devote their entire time to the work of the

Department. Neither the Director nor any employee of the Department shall, during his term of office, be engaged in any private business pertaining to the planning or erection of buildings.

Section 203. Unsafe Buildings and Structures., is hereby deleted and a new section added as follows:

Unsafe Buildings and Structures: Hearing Examiner, Creation, Duties, Powers.

A. General. It is unlawful for any owner or agent hereof to keep or maintain any unsafe or dangerous buildings. "Unsafe or dangerous building," means any building which has any of the defects or is in any of the conditions hereinafter described:

(1) Whenever any door, aisle, passage-way, stairway or other means of exit does not conform to the fire codes applicable to Lansing and the Lansing Uniform Building Code.

(2) Whenever any portion has been damaged by wind, flood, or any other cause in such a manner that the structural strength or stability is appreciably less than it was before such catastrophe and is less than the minimum requirements of the Lansing Uniform Building Code for a new building or similar structure, purpose or location.

(3) Whenever any portion or member or appurtenance is likely to fall or become detached or dislodged, or to collapse and thereby injure persons or damage property.

(4) Whenever any portion has settled to such an extent that walls or other structural portions have materially less resistance to winds than is required in case of new construction.

(5) Whenever the building or structure or any part, because of dilapidation, deterioration, decay, faulty construction, or because of the removal or movement of some portion of the ground necessary for the purpose of supporting such building or portion thereof, or for other reason, is likely to partially or completely collapse, or some portion of the foundation or underpinning is likely to fall or give way.

(6) Whenever for any reason whatsoever the building or structure or any portion is manifestly unsafe for the purpose for which it is used.

(7) Whenever the building or structure has been so damaged by fire, wind or flood, or has become dilapidated or deteriorated as to become an attractive nuisance to children who might play therein to their danger, or as to afford a harbor for vagrants, criminals, or immoral persons, or as to enable persons to resort thereto for the purpose of committing a nuisance or unlawful or immoral acts.

(8) Whenever a building or structure, used or intended to be used for dwelling purposes, because of dilapidation, decay, damage or faulty construction or arrangement or otherwise is unsanitary or unfit

for human habitation or is in a condition that is likely to cause sickness or disease when so determined by the Health Officer, or is likely to work injury to the health, safety, or general welfare of those living within.

(9) Whenever any building becomes vacant, dilapidated and open at door or window, leaving the interior of the building exposed to the elements or accessible to entrance by trespassers.

B. Vacation. If the building or structure is in such condition as to make it immediately dangerous to the life, limb, property or safety of the public or the occupants, it shall be ordered to be vacated.

A sign shall be posted at or upon each exit of the building and shall be in substantially the following form:

**"DO NOT ENTER
UNSAFE TO OCCUPY
It is a misdemeanor to occupy
this building, or to remove
or deface this notice
Department of Building Safety &
Development
City of Lansing"**

No person shall remain in or enter any building which has been so posted, except that entry may be made to repair, demolish or remove such building under permit. No person shall remove or deface any such notice after it is posted until (1) the required repairs, demolition, or removal have been completed, (2) the Director has given his written premission that the sign be removed, and (3) a Certificate of Occupancy, if applicable, has been issued pursuant to the provisions of the Uniform Building Code. Any person violating this subsection shall be guilty of a misdemeanor.

C. Recordation of Unsafe or Dangerous Condition. When the Director or his authorized representative has determined that a building is unsafe or dangerous, he shall file in the office of the Registrar of Deeds, a notice describing the property and certifying that the building is an unsafe or dangerous building, and that the owner has been so notified.

Whenever the corrections ordered shall thereafter have been completed or the building demolished so that it no longer exists as an unsafe or dangerous building on the property described in the notice, the Director or his authorized representative shall file a new notice with the Registrar of Deeds certifying the building has been demolished or all required corrections have been made so that the building is no longer unsafe or dangerous.

D. Notice.

(1) When the whole or any part of any building or structure is found to be in a dangerous or unsafe condition, the Director or his authorized representative shall issue a notice of the dangerous and unsafe condition.

(2) Such notice shall be directed to the

owner, agent or lessee registered with the Department of Building Safety & Development. If no owner, agent or lessee has been registered, then the notice shall be directed to each owner of or party in interest in the building in whose name the property appears on the last local tax assessment records.

(3) The notice shall specify the time and place of a hearing on the condition of the building or structure at which time and place the person to whom the notice is directed shall have the opportunity to show cause why the building or structure should not be ordered to be demolished or otherwise made safe.

(4) All notice shall be in writing and shall be served upon the person to whom they are directed personally, or in lieu of personal service may be mailed by certified mail—return receipt requested addressed to such owner or party in interest at the address shown on the tax records, at least 10 days before the date of the hearing described in the notice. If any person to whom a notice is directed is not personally served, in addition to mailing the notice, a copy thereof shall be posted upon a conspicuous part of the building or structure.

E. Hearing and Costs.

(1) The Mayor shall appoint two (2) or more hearing officers, one of whom shall be a registered engineer and who shall not be employees of the City. There shall be a minimum of one (1) hearing per month.

(2) The hearing officer shall take testimony of the Director and/or his authorized representative, the owner of the property and any interested party. The hearing officer shall render his decision either closing the proceedings or ordering the building to be demolished or otherwise made safe.

(3) If it is determined by the hearing officer that the building or structure should be demolished or otherwise made safe, he shall so order, fixing a time in the order for the owner, agent or lessee to comply therewith.

(4) If the owner, agent or lessee fails to appear or fails to act within two weeks from the date of the hearing, the hearing officer shall file a report of his findings and a copy of this order with the Lansing City Council and request that the necessary action be taken to demolish or otherwise make safe the building or structure. A copy of the findings and order of the hearing officer shall be served upon the owner, agent or lessee in the manner prescribed in Section D.

(5) The Lansing City Council shall fix a date for hearing, reviewing the findings and order of the hearing officer and shall give notice to the owner, agent or lessee in the manner prescribed in Section D of the time and place of the hearing. At the hearing, the owner, agent or lessee shall be given the opportunity to show cause why the building should not be demolished or otherwise made safe and the Lansing City Council shall either approve, disapprove or

modify the order for the demolition or making safe of the building or structure. If the City Council makes the determination that the building shall be demolished or made safe, the owner, agent, or lessee shall have twenty (20) days within which to commence repairs or demolition. If, after twenty (20) days, the Council's order has not been substantially complied with, Council may order the Director to proceed with the work specified in such order.

(6) Any cost incurred by the City in the demolition or making the building safe shall be a lien against the real property and shall be reported to the assessing officer of Lansing who shall assess the cost against the property on which the building is located.

(7) The owner or party in interest in whose name the property appears upon the last local tax assessment records shall be notified of the amount of such cost by first class mail at the address shown on the records. If he fails to pay the same within thirty (30) days after mailing by the assessor of the notice of the amount thereof, the assessor shall add the same to the next tax roll of Lansing and the same shall be collected in the same manner in all respects as provided by law for the collection of taxes in Lansing.

F. Appeal to Circuit Court. An owner aggrieved by any final decision or order of the City Council under Section E may appeal the decision or order to the circuit court by filing a petition for an order of superintending control within twenty (20) days from the date of the decision.

Section 204. Board of Appeals., is hereby deleted and a new section added as follows:

Board of Appeals. In order to determine the suitability of alternate materials and methods of construction and to provide for reasonable interpretations of the provisions of this Code, there shall be and is hereby created a Board of Appeals, consisting of five (5) members who are qualified by experience and training to pass upon matters pertaining to building construction. The Director, Fire Marshall, and Chief Building Inspector are ex officio members and the Chief Building Inspector shall act as secretary of the Board. Members of this Board shall be appointed by the Mayor with the advice and consent of the City Council and shall serve four (4) year terms commencing July 1st of each year. The Board shall consist of one member representing each of the following groups: (1) General Contractor (appointment date July 1, 1981), (2) Residential Contractor (appointment date July 1, 1980), (3) American Association of Architects (appointment date July 1, 1978), (4) Professional Engineers (appointment date July 1, 1979), and (5) General Public (appointment date July 1, 1980).

The Board shall adopt reasonable rules and regulations for conducting its investigations and shall render all decisions and findings in writing to the Director with a duplicate copy to the appellant and may recommend to the City Council such new

legislation as is consistent therewith. The Board shall also hear all appeals from decisions, rules, regulations or interpretations of the Electrical Board, the Chief Electrical Inspector, the Mechanical Board, the Chief Mechanical Inspector, the Plumbing Board, the Chief Plumbing Inspector, or any official or employee of the Department of Building Safety & Development.

Section 301. (b) Exempted Work, Item 1, is hereby amended by deleting "120 square feet" and adding "144 square feet."

Section 301. (b) Exempted Work, Item 11, is hereby deleted and a new Item 11 added as follows:

11. Minor work as determined by the Building Official.

Section 304. Permit Fees., is hereby deleted and a new section added as follows:

SECTION 304. Permit Fees, Insurance and cost factor or by such other method or

(a) **Fees:** The following fees shall be paid to the City as called for under the various sections of this Code.

Building Permit Fees: The following fees shall be charged for new construction, additions, and structural alterations. The determination of value or valuation under any of the provisions of this Code shall be made by the Director. The valuation to be used in computing the permit fee shall be the total value of all construction work for which the permit is issued, as well as all finish work, painting, roofing, electrical, plumbing, heating, air conditioning, elevators, fire-extinguishing systems and any other permanent work or permanent equipment.

For value or valuation up to _____
and including \$2,000.00 _____ \$15.00

For each \$1,000.00 or fraction
thereof above \$2,000.00 _____ \$ 4.00

The fee shall be based upon the estimated cost established by multiplying the square footage of the building by a reasonable unit cost factor or by such other method or methods established and approved by the Building Official. Such cost factors shall be posted in the office of the Department of Building Safety & Development. No permit shall be issued upon a lesser value than determined from this table.

Building Permit Data. The most recent square foot cost data published by the International Conference of Building Officials shall be used in determining building permit value.

The square footage used to determine value shall be the floor area within the external dimensions of the building above the foundation wall plus one-half of the entire floor area of all cellars.

Double Fee. Where work for which a permit is required by this Code is started or proceeded with, prior to obtaining said

permit, the fees above specified shall be doubled, but the payment of such double fee shall not relieve any persons from fully complying with the requirements of this Code in the execution of the work nor from any other penalties prescribed herein.

Reinspection Fee. The fee for each reinspection shall be \$10.00.

Swimming Pool Fee. The following fee shall be charged for permits to install swimming pools\$15.00

Siding Permit Fee. The following fee shall be charged for the installation of aluminum, vinyl or wood siding when on repair, remodel or re-siding on commercial and residential buildings\$15.00

Wrecking Permit Fee. The following fees shall be charged for permits to wreck buildings and structures:

(A) Dwellings, private garages, sheds\$15.00

(B) Warehouses, factories, stores and office buildings\$50.00

Moving Permit Fee. The following fees shall be charged for moving buildings and structures:

(A) All buildings and structures less than 500 square feet in area and less than seventeen (17) feet high when loaded\$15.00

(B) All buildings over 500 square feet in area or exceeding 17 feet\$50.00

Refund of Fees. Holders of permits upon which work has not been started may make written application for a refund of fees paid for such permits, provided such application is made and attested before a Notary Public by the same person or corporation who originally applied for such permit or by the estate of such person or receiver of such corporation within six (6) months of date of issue. Upon verifying the facts in such cases, the Director shall refund seventy-five (75) percent of all fees in excess of five dollars (\$5.00) in such manner as may be directed by the City Controller.

License Fees. The following fees shall be charged for all licenses as called for by this Code. All licenses shall expire on April 30 of each year.

Building Wrecker
Initial License Fee\$100.00

Annual Renewal Fee\$ 30.00

Building Mover
Initial License Fee\$100.00

Annual Renewal Fee\$ 30.00

(b) Insurance and Bonds. The following insurance requirements shall apply to any person, firm or corporation engaging in the following businesses:

Building Wrecker

Building Mover

Every person, firm or corporation engaged in the business listed above shall file with the City Clerk a public liability policy insuring such person, firm or corporation and the City of Lansing against any liability imposed upon such person, firm or corporation and/or the City of Lansing arising out of the performance of the work carried on by such person, firm or corporation. Such policy so filed shall provide for the payment to any person injured or by reason of the death of any one person to the extent of One Hundred Thousand (\$100,000.00) Dollars and for the payment of Three Hundred Thousand (\$300,000.00) Dollars for injuries to or the death of more than one person, and for property damage in the amount of One Hundred Thousand (\$100,000.00) Dollars.

In addition to the insurance policies hereinafore specified to be filed with the City Clerk of Lansing and approved as a prerequisite to the issuance of a license, any person, firm or corporation engaging in the above listed businesses shall file with the City Clerk a bond in the penal sum of Ten Thousand (\$10,000.00) Dollars indemnifying the City of Lansing against any and all violations of any ordinance, rule or regulations of the City of Lansing, to indemnify the City of Lansing for any and all damage to public property of any kind or nature, and conditioned that said licensee will pay to the City of Lansing all fines or penalties which may be assessed against said licensees for the breach of any ordinance relating to the work carried on by such person, firm or corporation.

(c) License to Demolish Buildings. No person, firm or corporation shall engage in the business of wrecking buildings or other structures without having secured a license from the City authorizing the holder thereof to carry on or engage in such business.

Issuance. The City Clerk is empowered to issue a license to wreck buildings and other structures to any reputable person, firm or corporation upon the payment of the license fee required in (a) License Fees and the execution and delivery to the City Clerk, a public liability policy which complies with the provisions of (b) Insurance and Bonds.

Qualifications. No license shall be issued until the applicant therefore shall have shown satisfactory knowledge, experience, and equipment to properly conduct wrecking operations.

Permits. No permit shall be issued for the wrecking of any building or structure to anyone other than a person, firm or corporation licensed under the provisions of this Code, except that a permit may be issued for the wrecking of a minor building or structure to the owner of the premises upon which such minor building is located. The work or operation of wrecking, under a permit issued to an owner as above provided, shall be performed or executed by the owner, his employees, or the members of his family, acting under the supervision and direction of the owner.

For the purpose of this section, a minor building shall be described as follows:

A one story building not exceeding ten thousand (10,000) cubic feet in volume above the grade line.

A two story building constructed of frame or brick veneer containing not more than twenty-five thousand (25,000) cubic feet in volume above the grade line.

The Board of Appeals may grant variances in the above regulations where there are unusual practical difficulties or hardships providing such variation will not affect the general welfare, health or safety.

Wrecking of buildings shall be conducted in such manner as not to create a nuisance to persons on public streets or on adjoining property. When necessary to prevent excessive dust, the building material shall be wet down. Materials removed from any structure shall not be permitted to fall into streets, alleys or adjacent property or otherwise create a nuisance. Whenever a building is being wrecked in violation of these requirements, it shall be the duty of the Director to order such work stopped until such conditions have been remedied.

Utility Disconnects. Before any wrecking operations are started, the proper utility companies shall be notified so that any gas, water or electrical services can be properly disconnected. Evidence of such notification shall be provided prior to issuance of permit.

(d) **License to Move Buildings.** No person, firm or corporation shall engage in the business of moving buildings or other structures without having secured a license from the City, authorizing the holder thereof to engage in such business.

Issuance. The City Clerk is empowered to issue a license to move buildings and other structures to any reputable person, firm or corporation upon the payment of the license fee as required in (a) License Fees and the execution and delivery to the City Clerk, a public liability policy which complies with the provisions of (b) Insurance and Bonds.

Qualifications. No license shall be issued until the applicant therefore shall have shown satisfactory knowledge, experience, and equipment to properly conduct the operation of moving buildings and structures.

Permits. No permit shall be issued for the moving of any building or structure on the public streets of the city to anyone other than a person, firm or corporation licensed under the provisions of this Code.

Utility Disconnects. Before any moving operations are started, the proper utility companies shall be notified so that any gas, water or electric services can be properly disconnected. Evidence of such notification shall be provided prior to issuance of permit.

Moving of Buildings. It shall be unlawful for any person, firm or corporation to move

or cause to be moved, or assist in moving of any building or structure, from one location to another whether on the same or different lots, unless the same shall be altered to conform to the class and type governing the construction of such building or structure at the time of moving the same, and in its new location; provided, however, that buildings erected prior to the enactment of this Code when in sound structural condition, and fully safe and proper in the opinion of the Director for use in the proposed location and for the class of occupancy intended, may by special permission of the Director be so moved, when this Code is fully complied with in all respects.

No moving permit shall be issued until the necessary clearance has been made with the City Parks Department who have jurisdiction over any trees that might be involved or injured in the moving operation, any utility company, board, firm, corporation, or department owning or controlling any telegraph, telephone, electric light or power or fire or police alarm wires which said building may come in contact or which may be affected by such moving.

Section 306. Special Inspections., is hereby deleted.

Section 307. (a) Use or Occupancy., is hereby amended by deleting "Division 1" from the first sentence.

Section 403. Building Official., is hereby amended by deleting this definition and adding the following:

Building Official is the Director of Building Safety & Development or his duly authorized representative.

Section 405. "Definitions.", is hereby amended by adding the following:

Director — wherever the term Director appears within this Code, it shall mean the Director of Building Safety & Development.

Section 407. Family., is hereby deleted and a new definition added as follows:

"Family." The definition of Family found in Chapter 36, Section 36-1 (17) of the Lansing City Code shall be a part of the Building Code for the purposes of definition.

Section 421. Definitions and Abbreviations., is hereby amended by adding the following:

"TEMPORARY BUILDING OR STRUCTURE." Temporary Building or Structure shall mean a building or structure used for not more than six (6) months.

Section 1102. Construction, Height and Allowable Area., is hereby amended by adding the following:

(c) private garages which are constructed in conjunction with Group R occupancies shall comply with the requirements of this section:

(1) The floor of any attached garage shall be of concrete construction.

(2) The sill of any door which provides communication between a garage and a dwelling unit shall be a minimum of four inches (4") above the garage floor.

(3) Detached accessory buildings to private dwellings and dwelling units, including private garages, tool sheds, etc., shall not exceed fifteen feet (15') in height.

(4) One story detached accessory buildings to private dwellings when located in the rear yard, and of Type V construction may be supported on foundations not less than twelve inches (12") in depth and eight inches (8") in width. Accessory buildings not exceeding 144 square feet may be constructed without footings or foundations.

Section 1205. (a) Light and Ventilation., is hereby amended by deleting the first sentence and adding the following:

All guest rooms, dormitories and habitable rooms within a dwelling unit shall be provided with natural light by means of exterior glazed openings with an area not less than eight percent of the floor area of such rooms.

Section 1807. (a) Scope., is hereby amended by deleting this paragraph and adding the following:

(a) Scope. This section shall apply to all Group B, Division 2 office buildings and Group R, Division 1 Occupancies, each having used for human occupancy located more than 40 feet above the lowest level of fire department vehicle access. Such buildings shall be provided with either an approved automatic sprinkler system in accordance with Section 1807 (c), or safe areas of refuge (compartmentation) in accordance with Section 1807 (1).

Section 2305. (d) Snow Loads., is hereby amended by adding the following sentence to the second paragraph:

Lansing being in a snow load area, the roof design load shall not be less than thirty (30) pounds per square foot live load.

Section 2907. (a) General., is hereby amended by deleting the last sentence and adding the following:

Footings shall have a minimum depth below finished grade of forty-two inches (42") except as otherwise provided in this Code.

Section 4503. Space Below Sidewalk., is hereby deleted and a new section added as follows:

No open areaway shall be constructed upon public property and all such areas adjacent to public property shall be securely guarded with substantial metal rails.

The space adjoining a building below a sidewalk on public property may be used when permitted by resolution of the City Council. All such spaces shall be surround-

ed by concrete retaining walls of ample strength to resist earth pressure and shall be covered with a fireproof floor having a safe live load capacity of not less than two hundred fifty (250) pounds per square foot. The upper surface of such floor or sidewalk shall be of some reasonably slip proof material.

No such basements shall be so constructed as to interfere with the pipes, sewers, wires or conduits of the City of Lansing or any public service corporation.

Footings located at least eight feet (8') below grade may project not more than twelve inches (12") into public property.

Appendix Section 4909. Footings., is hereby deleted and a new section added as follows:

Patio covers attached to R-1 or R-3 occupancies shall be supported on concrete footings forty-two inches (42") below grade.

Appendix Chapter 61. Swimming Pools. The "Uniform Building Code," 1979 edition, is hereby amended by adding a new appendix Chapter 61 as follows:

CHAPTER 61 Swimming Pools

SECTION 6101. General: Pools used for swimming or bathing shall be in conformity with the requirements of this section, provided, however, these regulations shall not be applicable to any such pool less than eighteen (18) inches deep or having a surface area less than two hundred and fifty (250) square feet, except when such pools are permanently equipped with a water recirculating system or involved structural materials. For purposes of this Code, pools are classified as private swimming pools or public and semi-public swimming pools, as defined in Section 6102.

Materials and constructions used in swimming pools shall comply with the applicable requirements of this Code. Pools used for swimming or bathing and their equipment or accessories which are constructed, installed and maintained in accordance with the applicable standards listed in Chapter 60 shall be deemed to conform to the requirements of this Code, provided the requirements of Sections 6107 and 6108 are included in the installation.

SECTION 6102. Classification of Pools: Any constructed pool which is used, or intended to be used, as a swimming pool in connection with a single family residence and available only to the family of the householder and his private guests shall be classified as a private swimming pool. Any swimming pool other than a private swimming pool shall be classified as a public or semi-public swimming pool.

SECTION 6103. Permits: A swimming pool or appurtenances thereto shall not be constructed, installed, enlarged or altered until a permit has been obtained from the building official.

(a). Plans: Plans shall accurately show

dimensions and construction of pool and appurtenances and properly established distances to lot lines, buildings, walks and fences. Plans for public or semi-public swimming pools shall accurately show drainage and water disposal systems and all appurtenances pertaining to the swimming pool. Detailed plans of structures, vertical elevations, and sections through public or semi-public pools showing depth shall be included.

(b). Locations: Private swimming pools shall not encroach on any front or side yard required by this Code, or by the Zoning Code. A wall of a swimming pool shall not be located less than six (6) feet from any rear or side property line or ten (10) feet from any street property line.

SECTION 6104. Structural Design: The pool structure shall be engineered and designed to withstand the expected forces to which it will be subjected.

(a). Wall Slopes: To a depth up to five (5) feet from the top, the wall slope shall not be more than two (2) feet horizontal in five (5) feet vertical.

(b). Floor Slopes: The slope of the floor on the shallow side of transition point shall not exceed one (1) foot vertical to seven (7) feet horizontal. The transition point between shallow and deep water shall not be more than five (5) feet deep.

(c). Walkways: All public or semi-public swimming pools shall have walkways not less than four (4) feet in width extending entirely around the pool. Where curbs or sidewalks are used around any swimming pool they shall have a non-slip surface for a width of not less than one (1) foot at the edge of the pool and shall be so arranged to prevent return of surface water to the pool.

(d). Steps and Ladders: One (1) or more means of egress shall be provided from the pool. Treads of steps or ladders shall have non-slip surfaces and handrails on both sides, except that handrails may be omitted when there are not more than four (4) steps or when they extend the full width of the side or end of the pool.

SECTION 6105. Appurtenant Structures: All appurtenant structures, installations, and equipment, such as showers, dressing rooms, equipment houses or other buildings and structures, including plumbing, heating, and air conditioning, amongst others appurtenant to a swimming pool, shall comply with all applicable requirements of this Code and the Zoning Code.

SECTION 6106. Accessories: All swimming pool accessories shall be designed, constructed, and installed so as not to be a safety hazard. Installations or structures for diving purposes shall be properly anchored to insure stability, and properly designed and located for maximum safety.

SECTION 6107. Equipment Installations: Pumps, filters, and other mechanical and electrical equipment for public and semi-public swimming pools shall be enclosed in such a manner as to be accessible only to authorized persons and not to bathers. Construction and drainage shall be such as to

avoid the entrance and accumulation of water in the vicinity of electrical equipment.

SECTION 6108. Swimming Pool Safety Devices: Every person owning land on which there is situated a swimming pool, which contains eighteen (18) inches or more of water in depth at any point, shall erect and maintain thereon an adequate enclosure either surrounding the property or pool area, sufficient to make such body of water inaccessible to small children. Such enclosure, including gates therein, must be not less than four (4) feet above the underlying ground; all gates must be self-latching with latches placed four (4) feet above the underlying ground or otherwise made inaccessible from the outside to small children.

The following are certain Chapters of the Appendix of the Uniform Building Code which are hereby adopted and made part of the Lansing Uniform Building Code.

SECTION 9-4. SEVERABILITY

The sections, paragraphs, sentences, clauses, and phrases of this ordinance are severable, and if any phrase, clause, sentence, paragraph, or section of this ordinance shall be declared invalid by the judgment or decree of any court of competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this ordinance.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Section 3. This ordinance shall become effective ninety (90) days after the date of passage.

ORDINANCE NO. 566 (Mechanical Code)

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by revising sections 9B-1, 9B-2, 9B-3 and 9B-11 of the Mechanical (Adoption of Mechanical Code, Board of Mechanical Examiners Created, Authority of Board, Severability), be placed on order of immediate passage.

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan be amended by revising sections 9B-1, 9B12, 9B13 and 9B-11 of the Mechanical (Adoption of Mechanical Code, Board of Mechanical Examiners Created, Authority of Board, Severability), be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 566**Chapter 9B — Building Code
Mechanical**

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, BE AMENDED BY REVISING SECTIONS 9B-1, 9B-2, 9B-3, AND 9B-11.

Section 9B-1.**Adoption of Mechanical Code**

That certain document or booklet accompanying this ordinance, an official copy of which is on file in the office of the City Clerk of the City of Lansing, being marked and designated as the Uniform Mechanical Code, 1979 Edition, published by the International Conference of Building Officials, is hereby adopted and made part of the "Lansing Uniform Building Code" pursuant to the authority vested in the City of Lansing by the State Enabling Act.

This Code provides regulations for the erection, installation, alteration, repair, relocation, replacement, addition to, use, or maintenance of any heating, ventilating, comfort, cooling, refrigeration systems, incinerators or other miscellaneous heat-producing appliances.

Section 9B-2.**Board of Mechanical Examiners Created.**

There is hereby created a Board of Mechanical Examiners, hereinafter known as the Board, composed of five (5) members, appointed by the Mayor with the advice and consent of the City Council. Except as otherwise provided four (4) members shall be licensed Mechanical Contractors representing the following groups:

1. Residential Heating and Air Conditioning Contractors.
2. Commercial Heating and Air Conditioning Contractors.
3. Refrigerator Contractors.
4. Industrial Mechanical Contractors.

The fifth such member shall be any resident of the City of Lansing. The Mayor with the advice and consent of the City Council may appoint a second unlicensed person to serve on the Board when a licensed Mechanical Contractor is not available. Not more than two (2) unlicensed persons shall serve on the Board at the same time. Members shall serve for a term of four (4) years and said term shall commence on July 1st of the calendar year. Present terms shall expire in accordance with the following schedule:

1. Refrigeration Contractor Representative—1983
2. Residential Heating and Air Conditioning Contractor Representative — 1980

3. Citizen Representative — 1981**4. Commercial Heating & Air Conditioning Contractor Representative — 1982****5. Industrial Mechanical Contractor Representative — 1983**

All vacancies thereafter are to be filled by the Mayor with the advice and consent of the City Council. The Chief Mechanical Inspector shall serve as a liaison between the Director of Building Safety & Development and the Mechanical Board and shall be authorized to attend all meetings in a non-voting capacity, and shall also serve as Board Secretary.

Section 9B-3.**Authority of Board**

The Board is hereby empowered to conduct examinations for persons seeking licenses to engage in the business of mechanical contracting and for persons seeking licenses to engage in the installation or repair of mechanical equipment or materials while in the employ of a licensed mechanical contractor. Upon successful completion of the examinations the Board shall authorize the City Clerk to issue a mechanical license.

The Board shall consider all proposed amendments of this Code, promulgated to safeguard the standards of the mechanical construction within the City of Lansing, and shall submit same to the City Council.

If a vacancy occurs in the office of the Chief Mechanical Inspector, the Mechanical Board shall submit the name(s) of a person(s) to the Director of Building Safety & Development for his consideration. The Director of Building Safety & Development shall then appoint a person to the office of the Chief Mechanical Inspector, but he may appoint a qualified person whose name was not on the list submitted to him by the Mechanical Board. The Chief Mechanical Inspector shall have six (6) years of experience in the mechanical construction industry as a mechanical contractor, tradesman or engineer. The Chief Mechanical Inspector shall be licensed by the City of Lansing as a heating and air conditioning contractor for at least two (2) years prior to his appointment or be certified by the International Conference of Building Officials.

The Mechanical Board shall advise the Chief Mechanical Inspector on all matters pertaining to rules, regulations, and interpretations and application of the Code. Appeals from decisions, rules, regulations, and interpretations of the Code shall be submitted to the Board of Appeals.

Section 9B-4.**Examination and License Required**

No person, firm or corporation shall engage in the business of, or perform the work of installing, altering, reconstructing, or repairing any mechanical equipment unless the person or individual of a firm or

of a corporation has first obtained a license therefore from the City, by filing with the City Clerk an application, and an insurance policy as herein required. Should a vacancy occur in the position of the sole licensed individual of a firm or corporation, the firm or corporation may select a qualified individual from that firm or corporation to take the license examination at the next regular Mechanical Board meeting. Upon approval of the Mechanical Board of the applicant as to his professional qualifications and upon approval of all required documents by the City Attorney and upon the filing of the proper license fee, the City Clerk shall issue the proper license to the applicant.

Annual renewal of licenses shall be filed with the City Clerk no later than April 15th of each year. Such renewal shall be accompanied by a certificate of insurance and the renewal fee. If the renewal application is made one year after the expiration date of the last valid license, reapplication shall be treated in all respects as a new application and require a reexamination.

Section 9B-5.

Liability Policy

Every person, firm or corporation engaged in the business of mechanical construction shall file with the City Clerk a public liability policy or certificate thereof, insuring such person, firm or corporation and the City of Lansing against any liability imposed upon such person, firm or corporation and the City of Lansing arising out of the performance of the work carried on by such person, firm or corporation. Such policy so filed shall provide for the payment to any person injured, or by reason of the death of any one person, to the extent of one hundred thousand dollars (\$100,000.00), and for the payment of three hundred thousand dollars (\$300,000.00) for injuries to or death of more than one person, and for property damage in the amount of one hundred thousand (\$100,000.00). Such policy shall bear an endorsement that the insurance company shall notify the City Clerk at least ten (10) days prior to the expiration of such policy whether by cancellation or limitation of term.

Section 9B-6.

Reciprocal Licensing

Reciprocal licensing procedures with other licensing authorities may be implemented by the Mechanical Board. The Board may, at its discretion, accept the licenses of those licensed by other licensing authorities, whether or not a reciprocal agreement is reached, subject to the other licensing authorities having equivalent licensing examinations and work experience requirements.

Section 9B-7.

Revocation of License

The Board may, after a hearing, recommend to the City Council that any license

heretofore or hereafter granted be revoked for violations of this Code. The Board, prior to such recommendation, shall serve a notice of a written complaint upon the holder of the license, which notice shall specify the sections of the Code believed to have been violated and the time, date and place of the hearing. The notice shall be served upon said license at least ten (10) days before the time set forth for the hearing before the Board and shall advise the licensee that he may appear in person, or together with counsel and contest such recommendation of revocation. If the Board determines that the license should be revoked, it shall, within five (5) days, notify the City Council of said recommendation and request that the license be revoked.

Section 9B-8.

License Fees

The following fees shall be charged for all licenses as called for by this Code. All licenses shall expire on April 30th of each year.

(1) Heating, Boilers, and/or Refrigeration license:

Initial license fee _____ \$75.00

Annual renewal fee _____ 20.00

(2) License renewal (late renewal) after sixty (60) days but less than one year, the annual fee shall be \$75.00.

Section 9B-9.

Permit Required.

Permits. It shall hereafter be unlawful for any person, firm or corporation to install any heat producing system or refrigeration system such as are subject to regulations by the provisions of this Code in or for any building or to alter or replace any such existing heating system or refrigeration system without first making written application to and securing a permit from the Department of Building Safety & Development.

Owners Constitutional Privilege. Nothing herein contained shall prohibit any bona fide owner from personally doing any work regulated by this Code in his own home or on his own premises at which he presently resides or is about to reside, provided that said owner shall:

- A. Furnish signed affidavit.
 - B. Apply for and secure a permit.
 - C. Pay the required fees.
 - D. Do the work in accordance with this Code.
 - E. Do the work himself or herself.
 - F. Apply for inspections.
 - G. Receive the approval of the inspector.
- Home owners privileges shall extend to

single family residences only and shall not apply to any residence or structure from which any monetary gain is being received or which is being used for commercial purposes.

Only one home owners permit shall be issued for any one purpose in a twelve month period.

Section 9B-11.

Severability

The sections, paragraphs, sentences, clauses, and phrases of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared invalid by the judgment or decree of any court of competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this ordinance.

All ordinances or parts of ordinances inconsistent with the provisions herewith are hereby repealed.

This ordinance shall become effective one hundred and twenty (120) days after the date of passage.

ORDINANCE NO. 567 (Mechanical Code)

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by repealing of Section 9B-10 of the Code and declaring same to be null and void and of no effect, be placed on order of immediate passage.

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan be amended by repealing of Section 9B-10 of the Code and declaring same to be null and void and of no effect, be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 567

Chapter 9B — Building Code Mechanical

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR THE REPEAL OF SECTION 9B-10 OF THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, AND DECLARING SAME TO BE NULL AND VOID AND OF NO EFFECT.

ORDINANCE NO. 568

(Amendments to Uniform Mechanical Code)

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by adding a new section to be numbered 9B-10 (Amendments to Uniform Mechanical Code), be placed on order of immediate passage.

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan be amended by adding a new section to be numbered 9B-10 (Amendments to Uniform Mechanical Code), be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 568

Chapter 9B — Building Code Mechanical

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT CHAPTER 9-B OF THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, BE AMENDED BY ADDING A NEW SECTION TO BE NUMBERED 9B-10.

Section 9B-10.

Amendment to Uniform Mechanical Code

The Uniform Mechanical Code adopted by Section 9B-1 of this Chapter is hereby changed, altered, or amended to read as follows:

Section 108. Scope., Appendix "B" is hereby specifically adopted.

Section 208. Board of Appeals., is hereby deleted and a new section added as follows:

Energy Conservation. All materials and method of construction pertaining to the installation of mechanical systems shall be installed in accordance with the City of Lansing Energy Code being Appendix Chapter 53 of the 1979 Edition of the Uniform Building Code.

Section 308. Permit Issuance., (a) Issuance, is hereby amended by adding a new subparagraph.

The Building Official may withhold issuing new permits to a licensed contractor when it has been determined that work accomplished under a previous permit is in violation of the Mechanical Code and has not been corrected within fifteen (15) days from the date of written notice of such condition. Further, if said corrections are not

made within thirty (30) days, the Building Official may initiate proceedings for the removal of license in accordance with Section 9B-7.

Section 304. Fees., is hereby deleted and a new section added as follows:

For each permit issued a fee of ten dollars (\$10.00) shall be charged to which the following fees shall be added, for each fixture installed or location changed. Fees listed below shall increase \$2.00 per item effective July 1, 1981. The minimum total permit fee shall be \$15.00.

1. For the installation or relocation of each forced-air or gravity type furnace or burner up to and including 200,000 BTU/Hr., to include gas piping\$ 7.50
2. For the installation or relocation of each forced-air or gravity type furnace or burner over 200,000 BTU/Hr., to include gas piping..... 7.50
3. Supply and return air duct system to include appliance vents 7.50
4. Each unit heater, including gas piping and vents 5.00
5. Each separate vent 5.00
6. For the repair of, alteration of, or addition to each heating appliance, refrigeration unit, cooling unit, absorption unit, or each heating, cooling unit, absorption or evaporative cooling system, including installation of controls regulated by this code 7.50
7. For the installation or relocation of each boiler or compressor to and including three horsepower, or each absorption system to and including 100,000 BTU/Hr. 10.00
8. For the installation or relocation of each boiler or compressor over three horsepower to and including 15 horsepower, or each absorption system over 100,000 BTU/Hr. 15.00
9. For the Installation or relocation of each boiler or compressor over 15 horsepower to and including 30 horsepower, or each absorption system over 500,000 BTU/hr. to and including 1,000,000 BTU/Hr. 20.00
10. For the installation or relocation of each boiler or compressor over 30 horsepower to and including 50 horsepower, or for each absorption system over 1,000,000 BTU/Hr. to and including 1,750,000 BTU/Hr. 25.00
11. For the installation or relocation of each boiler or refrigeration compressor over 50 horsepower, or each absorption system over 1,750,000 BTU/Hr. 30.00
12. For each air handling unit to and including 10,000 cubic feet per minute 7.50

(NOTE: This fee shall not apply to an air handling unit which is a portion of a factory assembled appliance, cooling unit, evaporative cooler or absorption unit for which a permit is required elsewhere in this Code.)

13. For each air handling unit over 10,000 cfm 10.00
 14. For each evaporative cooler other than portable type 5.00
 15. Gas piping 6.00
- (NOTE: Underground gas piping requiring a separate inspection shall be an additional \$6.00)
16. For each ventilation system which is not a portion of any heating or air conditioning system authorized by a permit 5.00
 17. For the installation of each hood and fan which is served by mechanical exhaust, including the ducts for such hood 15.00
 18. Each additional rough inspection 10.00
 19. Each additional final inspection.. 10.00
 20. For each appliance or piece of equipment regulated by this Code but not classed in other appliance categories, or for which no other fee is listed in this Code 5.00

Mechanical safety inspections of existing buildings for resale purposes, including a letter listing any corrections needed shall be performed on receipt of a written request and by payment of a fee, payable prior to issuance of said inspection report, of \$15.00 for single residential buildings or \$15.00 per hour for other buildings.

Section 305. (a) General., is amended by deleting the last sentence.

Section 305. (c) Testing of Equipment., is hereby deleted.

Section 306. (a) Energy Connections., is hereby deleted.

Section 503. (c) Gas-burning Appliances., is hereby amended by deleting the exception and adding the following:

Exception: An approved listed semirigid or flexible metal tubing connector may be used to connect only an unvented gas appliance and any appliance subject to movement.

Section 602. (a) Location., is hereby amended by adding the following:

Combustion air in total quantities specified, are permitted in a single duct, installed as required for the lowest duct.

Section 603. (a) Air from Outside., is amended by deleting the first sentence and adding the following:

Combustion air obtained from outside the building shall commence above grade a minimum of thirty (30) inches and be supplied as follows:

Section 710. (h) Access., is hereby amended by adding a new sentence to read as follows:

Buildings sixteen (16) feet or greater in height above grade shall be provided with a roof scuttle not less than 30" x 30" in size. This required opening shall be directly above a provided ceiling opening, a minimum of 30" x 30" in size. Directly beneath this opening shall be an unobstructed floor area sufficient to permit placement of the necessary ladder.

Section 710. (h) Access., is further amended by deleting Exception (1).

Section 915. (a) General., is hereby amended by adding the following exception:

Exception: Fix baffles are permitted to be placed in a part of the chimney connector or vent connector of a gas fired heating appliance with a draft hood when complying with all of the following requirements.

(1) The baffling device is of a type that requires retro-fitting and when adjusted is fixed and cannot be made more restrictive.

(2) Input of the appliance is reduced by physically replacing orifices, permitting only a lesser quantity of fuel.

(3) The total free area of the chimney connector or vent connector to be not less than 6,000 BTU/Hr. input per square inch, bled, in a manner satisfactory to the Inspector.

(4) Inspector approval of the actual and total installation, performed under a mechanical permit, is obtained prior to putting into service.

(5) The equipment is conspicuously labeled, in a manner satisfactory to the Inspector denoting the new input rating of each appliance.

(6) Input reduction below 75% of the manufacturer's rated input is not permitted.

(7) This exception applies only to warm air furnaces fired with natural gas.

Section 1002. (c) Joints and Seams of Ducts., is hereby amended by deleting the first two paragraphs and adding the following:

Joints and seams of round ducts shall be substantially air tight. Slip joints shall have a contact lap of at least 1½ inches and shall be mechanically fastened by means of sheet metal screws, swagging or an equivalent fastening method. Tapes used for sealing joints shall not be more combustible than approved flame proof fabric.

Section 1902. Open-Top Broiler Units., shall be amended by adding the following paragraph:

All water wash grease extracting exhaust systems shall be of a type approved by the Mechanical Board and shall be installed in accordance with the following:

(1) An electric solenoid valve on both the gas supply line to and the water supply line to the broiler, the exhaust fan and make-up blower unit, all to be electrically interlocked, and simultaneously interruptible through a hydraulic type of limit control (200 degrees Fahrenheit maximum with manual reset) with sensing device within the grease duct.

(2) A dry chemical extinguisher system installed with a capacity for a thirty (30) second discharge into the grease duct, and actuated by means of a fusible link within the grease duct.

Section 2002. (a) Materials., is hereby amended by deleting the first paragraph and adding the following:

Ducts and plenums serving a type 1 hood having an area of four (4) square feet or less may be constructed of not less than twenty (20) galvanized sheet gauge steel, or shall be of stainless steel not lighter than No. 18 Manufacturer's Standard Gauge Steel.

Section 2002. (d) Duct Enclosure., is hereby amended by adding a new sentence:

When approved by the Building Official, duct systems serving type 1 ducts may be wrapped with ½" fire rated gypsum board supported by drawbands of 26 gauge galvanized steel 1¼" wide minimum.

Section 2003. (i) Makeup Air., is hereby amended by adding a new paragraph:

Where gravity openings are to be used they shall be sized on the basis of one (1) square foot of free area for each five hundred (500) CFM of air exhausted, unless required to be filtered or bug screened when a maximum of 300 F.P.M.V. shall be permitted.

Section 2202. Definitions., "Gas Piping" is hereby amended by adding a new subparagraph (No. 3):

3. Extension to gas piping to only a clothes dryer within a single family residence.

Section 2205. (e) Corrosion and Covering Protection., is hereby deleted and a new section added:

(e) Corrosion and Covering Protection. Plastic gas piping shall have a minimum of at least 18 inches of earth cover or other equivalent protection. Risers shall be metallic and shall be wrapped to a point at least 6 inches above grade.

Zinc coatings (galvanizing) shall not be deemed adequate protection for piping below ground. Ferrous metals in exposed exterior locations shall be protected from corrosion in a manner satisfactory to the building official.

Ferrous piping and "K" copper tubing for gas lines installed underground in exterior locations is permitted when ferrous piping is within a trench of said extending six (6) inches below, six (6) inches on each side and six (6) inches above the piping. All such piping shall have a minimum of twelve (12) inches of earth covering, or other equivalent protection. Ferrous piping in exposed locations shall be protected. Rust preventative paint applied to exposed unprotected ferrous piping is recommended.

Section 2208. (a) Testing., is hereby amended by deleting last sentence of the first paragraph and adding a new sentence as follows:

Pressure testing of fuel gas piping systems shall be made using air pressure only and shall be performed as the installer's responsibility. The Building Official need not be present.

This ordinance shall become effective one hundred and twenty (120) days after the date of passage.

ORDINANCE NO. 569
(Adoption of Uniform Plumbing Code)

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by revising sections 9C-1, 9C-2, 9C-3, 9C-18 and 9C-22 of the Plumbing Code (Adoption of Uniform Plumbing Code, Board of Plumbing Created, Authority of Board, Fees, Severability), be placed on order of immediate passage.

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan be amended by revising sections 9C-1, 9C-2, 9C-3, 9C-18 and 9C-22 of the Plumbing Code (Adoption of Uniform Plumbing Code, Board of Plumbing Created, Authority of Board, Fees, Severability), be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 569

Chapter 9C — Building Code
Plumbing

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, BE AMENDED BY REVISING SECTIONS 9C-1, 9C-2, 9C-3, 9C-18, AND 9C-22.

Section 9C-1.

Adoption of Uniform Plumbing Code

That certain document or booklet accompanying this ordinance, an official copy of which is on file in the office of the City Clerk of the City of Lansing, being marked and designated as the Uniform Plumbing Code, 1979 Edition, published by the International Association of Plumbing and Mechanical Officials, is hereby adopted and made part of the "Lansing Uniform Building Code" pursuant to the authority vested in the City of Lansing by Section 8 of the State Construction Code, Act No. 230 of 1972.

This Code provides regulations for erection, installation, alteration, repair, relocation, replacement, addition to, use, or maintenance of any plumbing or drainage systems except that any private or on site sewage disposal system or any private or on site water supply system shall be constructed and maintained in accordance with applicable provisions of the Ingham County Sanitary Code.

The provisions of this Chapter pertaining to plumbing or drainage systems shall not be deemed to extend beyond the property line of any lot, nor shall any permit issued hereunder be construed as giving the right to connect with a public sewer or water main.

Section 9C-2.

Board of Plumbing Created

Th Mayor, with the advice and consent of of the City Council, shall appoint a Board of Plumbing to serve for a term of four years. The Board of Plumbing shall consist of six (6) members, two of whom shall be active employing master plumbers with ten (10) years experience, two active journeymen licensed plumbers with ten (10) years experience, and two citizens of the City who are not engaged in the plumbing or building business. The Board of Plumbing shall create its own organization, have a President and Vice-President. The City Engineer and the Chief Plumbing Inspector shall be ex-officio members and shall be authorized to attend all meetings in a non-voting capacity. The Chief Plumbing Inspector shall act as secretary of the Board and shall serve as a liaison between the Director of Building Safety & Development and the Board.

Section 9C-3.

Authority of Board

The Board of Plumbing shall consider all proposed amendments to the Uniform Plumbing Code, promulgated to safeguard the standards for the installation and alteration of plumbing within the City of Lansing, and shall make recommendations regarding the same to the City Council pursuant to Section 27-59 of the Code of Ordinances.

If a vacancy occurs in the office of the Chief Plumbing Inspector, the Plumbing

Board shall submit the name(s) of a qualified person(s) to the Director of Building Safety & Development for his consideration. The Director of Building Safety & Development shall then appoint a person to the office of the Chief Plumbing Inspector but he may appoint a person whose name was not on the list submitted to him. The Chief Plumbing Inspector shall have six (6) years experience in the plumbing field as a master or journeyman plumber licensed by the State of Michigan. The Chief Plumbing Inspector shall have registered his license with the City of Lansing for a minimum of two (2) years.

The Plumbing Board shall make all necessary rules, regulations and interpretations and applications of the Code and shall advise the Chief Plumbing Inspector to implement and enforce the same. The Board shall advise the Plumbing Inspectors only in the areas of its technical expertise, leaving administrative direction to the Director of Building Safety & Development. Appeals from decisions, rules, regulations, and interpretations shall be submitted to the Board of Appeals.

Section 9C-4.

Insurance Required

Every person, firm or corporation engaged in the business of or performing the work of plumbing contracting shall file with the City Clerk proof of a public liability policy insuring said person, firm or corporation against any liability imposed upon such person, firm or corporation arising out of the performance of said work. Such policy shall provide for the payment up to one hundred thousand dollars (\$100,000.00) in the event of injury to or death of any one (1) person and for the payment of up to three hundred thousand dollars (\$300,000.00) in the event of injury to or death of more than one (1) person and for payment up to one hundred thousand dollars (\$100,000.00) for property damage. Such policy shall bear an endorsement to the effect that the insurance company shall notify the City Clerk a minimum of ten (10) days prior to the cancellation or expiration of such policy.

Section 9C-5.

Registration of Business: License

No person, firm or corporation shall engage in the business of or perform the work of contracting plumbing unless the person, firm or corporation has first registered his business with the Department of Building Safety & Development, nor shall any person, other than a licensed master or journeyman plumber, or plumbing apprentice, who are employed by and working under the direction of a holder of a master plumber's license whose business is registered with the City, in any manner undertake to execute any plumbing work.

The registration forms shall be approved by the Board. A plumbing business shall be registered with the Department of Building Safety & Development only after the payment of a fee of \$20.00. A licensed

master plumber shall be registered with the Department of Building Safety & Development only after the payment of a fee of one dollar (\$1.00). A licensed journeyman plumber shall be registered with the Department of Building Safety & Development only after a payment of a fee of one dollar (\$1.00).

The Department of Building Safety & Development shall allow to be registered pursuant to this section only those persons with a current journeyman or master plumber's license issued by the State Plumbing Board.

All registrations shall expire on the date the applicable license expires.

Section 9C-6.

Permit Application: Conditions of Issuance

Any person desiring to install or alter plumbing in the City shall make application therefor at the office of the Chief Plumbing Inspector. Such application shall be addressed to the Chief Plumbing Inspector, and shall be accompanied by the necessary permit and inspection fees, and by a plan showing the proposed installation or alteration. If such application is in proper form and the proposed installation or alteration will not violate the law or the rules and regulations to be promulgated hereunder, a permit shall be issued for the work named in the application. Such permit shall be posted on the premises where the work is to be done and shall remain posted until final inspection and approval. If the application is not in proper form it shall be referred to the Chief Plumbing Inspector who shall have power to grant variations in order to prevent undue hardship provided such variations do not, in the opinion of the Chief Plumbing Inspector, create a health hazard.

Section 9C-7.

Owner's Constitutional Privilege

Nothing herein contained shall prohibit any bona fide owner from personally doing any work regulated by this Code in his own home or on his own premises at which he presently resides or is about to reside, provided that said owner shall:

- A. Furnish signed affidavit.
- B. Apply for and secure a permit.
- C. Pay the required fees.
- D. Do the work in accordance with this Code.
- E. Do the work himself or herself.
- F. Apply for inspection.
- G. Receive the approval of the inspector.

Home owner's privileges shall extend to single family residence only and shall not apply to any residence or structure from which a monetary gain is being received or is intended to be received or which is being used for commercial purposes.

A person may obtain home owner's permits on only one residence in any twelve month period. The twelve month period shall commence from the date of the last home owner permit obtained by the home owner.

Section 9C-8.

Advertising: Conditions Thereof

Any person who shall for hire engage in the business of plumbing, drain laying or sewer cleaning in the City of Lansing, shall after the effective date of this section, have prominently displayed on all vehicles used to convey material and/or equipment, in lettering of two and one-half (2½) inches or more on each side of the vehicle, the business name under which the business operates.

Any word or words used in any sign, display, business form, or document, or advertising medium which indicates or tends to indicate that any person is qualified to contract for, supervise, install, repair, replace, remove or service any plumbing which requires a permit or inspection from the City of Lansing, shall be in violation of this Chapter unless uttered, published, or displayed by authority of a licensed or registered master plumber whose place of business is known to and registered or recorded with the authority specified by the statutes of the State and the ordinances of the City. Specifically, the intention is to regulate sewer cleaners, welders, plumbing supply firms, refrigeration installers, installers of fire sprinkler systems, and similar trades and vocations, so that they shall not advertise under the classifications or captions of "plumber" or "plumbing" unless a licensed master plumber is authorized or responsible as part of the business so advertised.

Section 9C-9.

Penalties, Revocation of Permit

Any person who shall violate the provisions of this Chapter, or the rules and regulations which may be adopted hereunder, or who shall cover up work before it has been inspected and approved, shall have his permit revoked, and shall not be eligible to receive any future permits until all violations have been corrected to the satisfaction of the Chief Plumbing Inspector, and shall also, upon conviction thereof, be subject to punishment as provided in Lansing ordinances, Chapter 1, Sections 1-8. Each day such violation shall continue shall be deemed a separate offense.

Section 9C-10.

Right of Entry

Wherever necessary to make an inspection to enforce any of the provisions of this Code, or whenever the Chief Plumbing Inspector or his authorized representative has reasonable cause to believe that there exists in any building or upon any premises, any condition which makes such building or premises unsafe as defined in Lansing ordinance, Chapter 9, Section 9-3(8), the Chief Plumbing Inspector or his au-

thorized representative may enter such building or premises at all reasonable times to inspect the same or to perform any duty imposed upon the Chief Plumbing Inspector by this Code; provided that if such building or premises be occupied, he shall first present proper credentials and demand entry; and if such building or premises be unoccupied, he shall first make a reasonable effort to locate the owner or other persons having charge or control of the building or premises and demand entry. If such entry is refused or if the owner or other persons having charge or control of the building or premises cannot be located, the Chief Plumbing Inspector or his authorized representative shall have every recourse to every remedy provided by law to secure entry.

Section 9C-11.

Stop Orders

Whenever any work is being done contrary to the provisions of this Code, the Chief Plumbing Inspector may order the work stopped by notice in writing served on any persons engaged in the doing or causing such work to be done, and any such persons shall forthwith stop such work until authorized by the Chief Plumbing Inspector to proceed with the work.

Section 9C-12.

Existing Equipment

Plumbing and drainage systems, hot water heaters or other miscellaneous equipment lawfully installed prior to the effective date of this Code may have their existing use, maintenance or repair continued if the use, maintenance or repair is in accordance with the original design and location and is not a hazard to life, health, or property.

Section 9C-13.

Authority to Condemn Equipment

Whenever the Chief Plumbing Inspector learns or ascertains that any plumbing equipment has become hazardous to life, health, or property, he shall order, in writing, that such equipment be restored to a condition of safety or be dismantled or removed from its present location. The written notice shall fix a time limit for compliance with such order. No person shall use or maintain the defective equipment after receiving such notice.

Section 9C-14.

Liability

The Chief Plumbing Inspector or any employee charged with the enforcement of this Code, acting in good faith and without malice for the jurisdiction in the discharge of his duties, shall not thereby render himself liable personally and he hereby is relieved from all personal liability for any damage that may accrue to persons or property as a result of any act required or by reason of any act or omission in the discharge of his duties. Any suit brought against the Chief

Plumbing Inspector or employees, because of such act or omission performed by him in the enforcement of any provisions of this Code, shall be defended by the City Attorney or his authorized representative until final termination of the proceedings.

Section 9C-15.

Alternate Materials and Methods of Construction

The provisions of this Code are not intended to prevent the use of any material or method of construction not specifically described by this Code, provided any such alternate has been approved.

The Plumbing Board may approve any such alternate provided it finds that the proposed design is satisfactory and complies with the provisions of this Code, and that the materials, method, or work offered is, for the purpose intended, at least the equivalent of that prescribed in this Code in quality, strength, effectiveness, fire resistance, durability, and safety.

The Plumbing Board shall require that sufficient evidence or proof be submitted to substantiate any claims that may be made regarding its use.

Section 9C-16.

Duties of Chief Plumbing Inspector Shall Include:

- A. The examination and approval of plans and specifications.
- B. The inspection and/or reinspection of plumbing and drainage installations.
- C. Witnessing tests as required herein.
- D. The issuance of certificates of inspection and approval.
- E. Keeping record of all violations and making complaints to proper prosecuting authorities.
- F. The enforcement of the Uniform Plumbing Code as adopted or amended.
- G. Keeping a record of all inspections made or complaints received and investigated, plans and specifications, examinations, notices served, applications for certificates, and all other duties as established by this Code.

Section 9C-17.

Permits Required

No person or persons shall excavate or obstruct any public or private street, alley, or other thoroughfare for the purpose of installing plumbing or sewerage; or connect to any private or public sewer without first obtaining the proper permit. No person or persons shall commence the construction, reconstruction, alteration, or repair of a plumbing or sewerage system within the walls of a building without first obtaining a plumbing permit; provided, however, that no permit shall be necessary for

the unstopping of sewers or waste pipes. No person or persons shall install piping for potable water on any property, whether it be inside or outside the walls of the building, without first obtaining a plumbing permit; however, no permit shall be required for the installation of water service lines by the Board of Water & Light. All plumbing permits shall be subject to the rules and regulations of the municipal department having jurisdiction.

When making application for permit, the following information should be furnished:

- A. Name and address of owner, agent, or other party for whom work is being done.
- B. Name and address of master plumber.
- C. Name and address of builder, contractor, architect, or agent having charge of work.
- D. Location of work as regards municipality, street and number or lot and block when street and number are not available.
- E. Number and kind of fixtures to be installed or nature of reconstruction, alteration, or repair.

The builder, architect, or plumber may, and shall when required, file a plan and specification sheet showing the type of fixtures to be used, the location and size of all soil, waste, and vent pipes, building drains and building sewers; inside conductors; the chases, recesses or pockets to be provided for their installation of for access to the same and the means provided to gain access to traps, cleanouts, fixtures, water control valves and other valves.

Section 9C-18.

Fees

For each permit issued a fee of ten dollars (\$10.00) shall be charged to which the following fees shall be added for each fixture installed or location changed. Fees as listed below shall increase \$.50 per item effective July 1, 1981. The minimum total permit fee shall be \$15.00.

Water Closet	\$ 1.50
Bathtub	1.50
Lavatory	1.50
Shower	1.50
Sink, any kind	1.50
Garbage Disposal	1.50
Drink Fountain	5.00
Urinal	5.00
Laundry Tub	1.50
Automatic Washer Waste	1.50
Hot water Heater	1.50

Water Softener	1.50
Dental Chair	10.00
Floor Drain	1.50
Catch Basin or Sump	1.50
Inside Conductor (each)	5.00
Indirect Waste	5.00
Soil-Waste-Vent Piping (up to 2 stacks) (2 stories or less)	5.00
Each Additional Stack (2 stories or less)	3.00
Soil-Waste-Vent Piping (over 2 stories)	10.00
Water Distribution System (water service $\frac{3}{4}$ " or less)	6.00
Water Distribution System (water service 1" or more)	10.00
Reduced Pressure Backflow Pre- venter	5.00
Gas Piping	6.00
Acid Waste Systems	10.00
Each additional rough inspection.....	10.00
Each reinspection	10.00
Each additional final inspection	10.00

Double Fee: Where work for which a permit is required by this Code is started or proceeded with prior to obtaining said permit, the fees above specified shall be doubled, but the payment of such double fee shall not relieve any persons from fully complying with the requirements of this Code in the execution of the work nor from any other penalties prescribed herein.

Plumbing Safety Inspections of existing buildings for resale purposes, including a letter listing any corrections needed shall be performed on receipt of a written request and by payment of a fee, payable prior to issuance of said inspection report, of \$15.00 for single family residential buildings or \$10.00 per hour for other buildings.

Section 9C-19.

Additional Permit, Fee Required

A permit shall be required and an inspection fee shall be charged for the repair, cutting into, or the installation of any soil pipe, waste pipe or fitting including replacement of all plumbing fixtures and relief valves.

Section 9C-20.

Permits Regulated

A. Except as otherwise provided in Section 9C-7, permits for all plumbing work shall be issued only in the name of a person who is a registered licensed master plumber.

1. All work not performed under a home owner's permit shall be performed under the entire supervision of a properly registered employing master plumber.
2. All work not performed under a home owner's permit shall be done by licensed master or journeymen plumbers, or apprentices who are registered as such with the State Plumbing Board.
3. The Board of Plumbing may revoke the permit of any plumber who has violated any of the provisions of the rules and regulations governing plumbing or neglect of the plumber to make necessary changes as directed within three (3) days after notification.

B. Every permit issued by the Chief Plumbing Inspector under the provisions of this Code shall expire by limitation and become null and void, if the work authorized by such permit is not commenced within 60 days from the date of such permit, or if the work authorized by such permit is suspended or abandoned at any time after the work is commenced for a period of 120 days. Before such work can be recommenced a new permit shall be obtained to do so, and the fee therefore shall be one-half the amount required for a new permit for such work, provided no changes have been made or will be made in the original plans and specifications for such work; and provided, further that such suspension or abandonment has not exceeded one year.

Section 9C-22.

Severability

The sections, paragraphs, sentences, clauses, and phrases of this ordinance are severable, and if any phrase, clause, sentence, paragraph, or section of this ordinance shall be declared invalid by the judgment or decree of any court of competent jurisdiction such invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this ordinance.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Section 3. This ordinance shall become effective ninety (90) days after the date of passage.

ORDINANCE NO. 570

(Changes in Uniform Plumbing Code)

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by revising Section 9C-21—Changes in Uniform Plumbing Code, be placed on order of immediate passage.

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by revising Section 9C-21—Changes in Uniform Plumbing Code, be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 570

Chapter 9C — Building Code Plumbing

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, BE AMENDED BY REVISING SECTION 9C-21.

Section 9C-21.

Changes in Uniform Plumbing Code

The Uniform Plumbing Code, adopted by Section 9C-1 of this Chapter, is hereby changed, altered or amended as follows:

Part 1. Administration., is hereby deleted.

Section 310 (c). Prohibited Fittings and Practices., is hereby amended to read:

No waste connection shall be made to a closet bend 4" or less or stub of a water closet or similar fixture without venting.

Section 322. Validity., is hereby deleted and a new section added as follows:

SECTION 322. Energy Conservation: All materials and methods of construction pertaining to the installation of plumbing systems shall be installed in accordance with the City of Lansing Energy Code being Appendix Chapter 53 of the 1979 edition of the Uniform Building Code.

Section 401. Materials., is hereby amended by deleting sub-section 401(a) and adding the following:

SECTION 401(A). Materials:

Drainage pipe shall be case iron, galvanized steel, galvanized wrought iron, lead, copper, brass, ABS, PVC or other approved materials having a smooth and uniform bore, except that no galvanized wrought iron or galvanized steel pipe shall be used underground and shall be at least six (6) inches above ground.

Section 501. Vents Required., is hereby amended by adding a new paragraph as follows:

Any fixture branch shall be vented if it is connected within three (3) feet of a waste stack base, and above which, into the stack, other fixtures with a combined discharge of four (4) fixture units or more are connected.

Section 504. Size of Vents., is hereby amended by adding new paragraphs (c) and (d).

(c). Relief vents for existing residential structures may be unprotected and installed on the exterior wall of existing residential structures when permitted by the administrative authority. Such relief vents shall be not less than three (3) inches in diameter.

(d). All exterior vent piping shall be not less than three (3) inches in diameter.

Section 601. Indirect Waste Conditions., is hereby amended by adding a new paragraph as follows:

All food service establishments licensed under Part 1 of Public Act 368 of 1978 shall comply with the following requirements:

(1) No disposal unit shall be installed in a three compartment sink unless installed in a depressed well specifically designed for such unit with a separate trap and waste connection.

(2) All dishwashers, and the sanitizing compartment of a three compartment sink shall have an indirect waste connection unless there is a floor drain installed which connects to the same waste line within three feet of the unit.

Section 613. Vertical Wet Venting., is amended by deleting subsections (a), (b), and (c), and adding the following:

Any combination of fixtures with ratings of three (3) fixture units or less may be connected to waste stacks at different floor levels without reventing, not to exceed the following schedule:

1½" Waste Stack — 2 Fixture Units

2" Waste Stack — 4 Fixture Units

3" Waste Stack — 8 Fixture Units

4" Waste Stack — 36 Fixture Units

Section 702. Traps Protected by Vent Pipes., is amended by deleting subsection (b) and Table 7-1 and adding the following:

Single fixtures which are within eight (8) feet in developed length from the seal of the trap to a main vented line, may be installed without additional venting, providing the vertical drop does not exceed three (3) feet.

Section 704. Traps Prohibited., is hereby amended as follows:

No form of trap which depends for its seal upon the action of movable parts of concealed interior partitions shall be used. Bell traps are prohibited. Crown-vented traps are prohibited. No fixture shall be double trapped.

Section 806(a). Drainage System., is hereby amended as follows:

Any fitting or connection which has an enlargement, chamber or recess with a ledge, shoulder, or reduction of pipe area, that offers an obstruction to flow through the drain is prohibited, except that specifically designed stack fittings may be used upon approval as to safety by the Building Official.

Section 1008. Installation, Inspection, and Testing., is amended by adding a new sub-section (f) as follows:

(f) All water service pipes installed between city water mains and city water meters shall be installed, inspected, and maintained by the Board of Water & Light in accordance with all applicable city codes.

Section 1312. Venting of Water Heaters—General., is hereby amended by adding a new sub-paragraph (i) as follows:

(i) Single wall metal pipe used as a connector shall not originate in any unoccupied attic or concealed space and shall not pass through any attic, inside wall or concealed space.

Appendix H. Battery Drainage System., is hereby added:

Any horizontal branch, soil or waste pipe, to which two (2) or more fixtures (except blowout type water closets), are connected in a battery, may be vented by a circuit or loop vent.

The circuit or loop vent of a battery drainage system shall be installed vertically in front of the last upstream fixture. In addition, lower floor branches serving more than three (3) water closets shall be provided with a relief vent taken off vertically in front of the first fixture connection.

No more than eight (8) water closets may be connected to a battery drainage system. The fixture unit value for all fixtures shall be as listed in Table 4-1 and 4-2. The horizontal branch for its full length to the furthest fixture shall be uniformly sized as listed in Table 4-3, based on the total number of fixtures.

The vent of a battery drainage system shall be sized for the fixture unit demand of the battery system according to Table 4-3, based on the total number of fixtures. The relief vent may be wet vented with a fixture drained vertically into the battery drainage system, such vent shall be the same size as the circuit vent it intersects.

All vents shall rise vertically to six (6) inches above the flood level of the highest fixture on the system.

This ordinance shall become effective ninety (90) days after the date of passage.

REMARKS FROM THE MAYOR

No remarks.

REMARKS BY THE CITY COUNCIL

Councilman Lindemann wanted it noted that the East Side Neighborhood Organization would hold their meeting on April 1, 1980 at the No. 8 Fire Station.

Lynn Brown, 3437 Schlee, spoke.

By COUNCILMAN BLAIR—

That this meeting stand adjourned.

Carried.

Council adjourned at 9:32 P.M.

THEO FULTON,
City Clerk.

Lansing, Michigan

March 24, 1980

F

CITY CLERK'S OFFICE
Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE
U. S. POSTAGE
PAID
Permit No. 1461
Lansing, Michigan

223

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, March 31, 1980

CITY COUNCIL ROOMS

Lansing, Michigan

March 31, 1980

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by President Adado.

Present: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Lindemann.

Pledge of Allegiance was led by Girl Scout Troop No. 35—Reo School, who were introduced by Councilman Blair.

PUBLIC HEARING

March 31, 1980 at 7:00 o'clock being the time set as the time for holding a public

hearing on the proposed establishment of a Lansing Industrial Development District for Ace Wrecking Company, 920 E. Gier St.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed district he had the privilege of speaking at this time.

Elvin Chliders, 811 Randall St., owner, spoke.

Referred to Committee on Economic Development.

**THE PUBLIC MAY NOW ADDRESS
THE CITY COUNCIL ON NON-AGENDA
ITEMS; YOU MAY SPEAK ONLY FOR
3 MINUTES ON ANY ONE ITEM.**

Chas. Bennett, 2014 W. Lenawee, spoke and asked about size of new trash bags, why they are smaller.

Merle Lemon spoke relative to Aurelius Rd. Landfill.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

PUBLIC DRIVERS —

Robert Silber, Mark Robert Sefcik, Jeffrey Phillip Troub, Kenneth Alden Bond, Philip Eugene Howard.

TRANSIENT TRADESMAN LICENSE —

Thomas Hoover.

HEATING & AIR CONDITIONING —

Bosch Mechanical Contractors, Jeffery L. Fisher for Meijers, Inc.

Referred to Committee on General Services.

Summonses filed in Circuit Court by:

Richard D. Holmes vs Gerald W. Graves, Mayor, Steven Kintz, Personnel Director, Daniel Bodwin, Chief Negotiator and the City of Lansing in regard to appointments of Personnel Director and Chief Negotiator.

Harold and Sherry Foster and Almeda M. Johnson v City of Lansing in connection with damages received to their home due to sanitary sewer system and pumping station located on Jolly Rd.

Referred to Mayor, City Attorney.

Petition filed for rezoning:

Z-14-80 —

Lot 11 except land used for street purposes, Block 2 amended Plat of Halls South Side addition, City of Lansing, Ingham County, Michigan, from "C" Two Family Residence District to "F" Commercial and "J" Parking Districts—(1630 S. Cedar St.).

Referred to Mayor, Planning Board.

Letter from the Friendship Gospel Singers in regard to their 13th Annual Michigan Gospel Music Association Convention to be held in Lansing at Otto Jr. High School and ask permission to erect a directional guides on the inside of the overpass on U.S. 27 by the school.

Referred to Mayor and Committee on Public Property and Safety.

Request filed for special 24-hour liquor permit for Michigan Licensed Beverage Association Capital Unit—for April 15, 1980 at the National Guard Armory.

Referred to Committee on General Services.

Greater Michigan Foundation presents Spring News Letter in regard to Michigan Week to be held May 17-24, 1980.

Received and placed on file.

Letter from Madeline Morse in regard to condition of property at 421 S. Logan St. that is a health hazard.

Referred to Mayor, City Attorney, Ingham County Health Dept.

Letter from Youth Development Corporation in regard to article that appeared in the State Journal in regard to problems of youth employment.

Referred to Mayor.

State of Michigan—Public Service Commission submits notice of hearing to be held on the application of Mid-America Broadcasting Co., Inc., for a certificate of public convenience and necessity to establish through message radiotelephone service and one-way paging service between applicant's radiotelephone facilities and Michigan Bell Telephone Company's exchange and tool message network in the Charlotte and surrounding Eaton County, Michigan area and for approval of rules, regulations, rates, tools, rentals and charges for the services provided.

Received and placed on file.

Copy of letter sent to Mr. Glen Cheney from the State of Michigan—Department of Natural Resources in regard to request for flood plain information for property located north of Willard Avenue.

Received and placed on file.

Consumers Power Co. submits notice of hearing on April 7, 1980 relative monthly billings.

Received and placed on file.

Application filed by John Charles Guyselman for a Commercial Redevelopment District for property at 107 East Washtenaw Street.

Referred to Mayor, Economic Development Corporation and Committee on Economic Development.

MAYOR COMMENTS ON ANY ITEM ON THE AGENDA:

Commented on his letter 3-c.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING ITEMS LISTED ON THE AGENDA: COMMUNICATIONS AND PETITIONS, COMMITTEE REPORTS, REPORTS OF CITY OFFICERS AND BOARDS, AND RESOLUTIONS. YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

Under Mayor's letters—d was removed.

Resolution 4 was removed.

Edmund Stoffer, 2117 Raymond Dr., presented petition and letter relative to sale of property in 2200 blk. Raymond Dr.

Referred to Committee on Public Property and Safety.

REPORT OF COMMITTEE

The COMMITTEE ON GENERAL SERVICES approves the following applications and bonds for licenses:

PUBLIC DRIVERS —

Robert Silber, Mark Robert Sefcik, Jeffrey Phillip Troub, Kenneth Alden Bond, Philip Eugene Howard.

TRANSIENT TRADESMAN LICENSE —

Thomas Hoover.

HEATING & AIR CONDITIONING —

Bosch Mechanical Contractors and Jeffery L. Fisher for Meijers, Inc.

Signed:

WILLIAM A. BRENKE,
TERRY J. McKANE,
LOUIS F. ADADO,
Committee on General Services.

By COUNCILMAN BRENKE—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

March 26, 1980

Honorable Mayor and Members
of the Lansing City Council

Re: Marscot Meadows Townhouses No. 1
MTT Docket No. 28598

Dear Mayor and Council:

In June, 1977 Marscot Meadows Townhouses No. 1 filed the above referenced appeal with the Michigan Tax Tribunal alleging

that a parcel of real property owned by them and located on Beechfield Drive in the City of Lansing had been assigned an assessed value for the purpose of property tax in excess of 50% of their true cash value and therefore was illegally assessed. Subsequently, the petition was amended to include the 1978 and 1979 tax years' assessed value. The City of Lansing filed its answer in the matter alleging that the assessed value assigned the subject property by the City Assessor was not in excess of 50% of the property's true cash value and, therefore, was legally assessed.

Recently, in an attempt to settle the above referenced case, representatives from Marscot Meadows Townhouses No. 1 met with representatives of the City Assessor's Office and, based on income and expense information which was not previously available to the Assessor's office, they have agreed on a tentative settlement of the matter. Pursuant to that agreement, Marscot Meadows Townhouses No. 1 and the City of Lansing are willing to agree that the assessed value of the subject property for the 1977, 1978 and 1979 tax years should total \$1,957,240. While this amount is somewhat less than the \$2,095,101 at which the property was initially assessed by the City of Lansing, it is still substantially in excess of the amount originally claimed by the petitioner and, in the opinion of the City Assessor's Office, the amount is justified in light of the information now available to them.

Based on the recommendation of the City Assessor's Office as well as the uncertainty of outcome which is inevitable if the matter should proceed to a hearing, it is the recommendation of this office that settlement of the above referenced tax appeal should be authorized by City Council as described herein.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN GUNTHER—

That we concur in the recommendation of the City Attorney and said settlement be authorized.

Carried.

March 26, 1980

Honorable Mayor and Members
of the Lansing City Council

Re: Marscot Meadows Townhouses No. 2
MTT Docket No. 28599

Dear Mayor and Council:

In June, 1977 Marscot Meadows Townhouses No. 2 filed the above referenced appeal with the Michigan Tax Tribunal alleging that a parcel of real property owned by them and located on Beechfield Drive had been assigned an assessed value for the purpose of property taxation in excess of

50% of its true cash value and therefore, was illegally assessed. Subsequently, the petition was amended to include the 1978 and 1979 tax years' assessed values. The City of Lansing filed its answer in the matter alleging that the assessed value assigned the subject property by the City Assessor was not in excess of 50% of the property's true cash value and, therefore, was legally assessed.

In an attempt to settle the above referenced case, representatives of Marscot Meadows Townhouses No. 2 met with representatives of the City Assessor's Office and, based on income and expense information not previously available to the assessor's office, they have agreed on a tentative settlement in the matter. Pursuant to that agreement, Marscot Meadows Townhouses No. 2 and the City of Lansing are willing to agree that the assessed value of the subject property for the 1977, 1978 and 1979 tax years should total \$1,397,760. Although this amount is less than the \$1,495,180 at which the property was initially assessed by the City of Lansing, it is substantially in excess of the amount originally claimed by the petitioner and, in the opinion of the City Assessor's Office, the amount is justifiable in light of information that is now available to them.

Therefore, based on the recommendation of the City Assessor's Office as well as the uncertainty of outcome which exists if the matter should proceed to a hearing, it is the recommendation of this office that settlement of the above referenced tax appeal should be authorized by the City Council as described herein.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BLAIR—

That we concur in the recommendation of the City Attorney and said settlement be authorized.

Carried.

March 26, 1980

Honorable Mayor and Members
of the Lansing City Council

Re: E. F. Solomon v City of Lansing
MTT Docket Nos. 34387, 38925

Dear Mayor and Council:

In June, 1978 E. F. Solomon filed the above referenced appeal with the Michigan Tax Tribunal alleging that a certain parcel of real property owned by him and located at 701 N. Logan Street in the City of Lansing had been assigned an assessed value for the purpose of property taxes in excess of 50% of its true cash value and, therefore, was illegally assessed. In 1979 the petition was amended to include the 1978 tax year's assessed value. The City of Lansing filed its answer in the matter alleging that

the assessed values assigned the subject property by the City Assessor were not in excess of 50% of the property's true cash value and, therefor, were legally assessed.

Recently, in an attempt to settle the above referenced case, representatives of E. F. Solomon met with representatives of the City Assessor's Office and, based on information not previously available to the Assessor's Office, have agreed on a tentative settlement of the matter. Pursuant to that agreement, Solomon and the City of Lansing are willing to agree that the assessed value for the subject property for the 1977 and 1978 tax years should be \$362,800 and \$390,700 respectively. While this amount is somewhat less than the \$443,700 at which the property was initially assessed, in the opinion of the City Assessor's Office, the amount is justifiable in light of the information now available to them.

Based on the recommendation of the City Assessor's Office as well as the uncertainty of outcome which is inevitable if the matter should proceed to a hearing, it is the recommendation of this office that settlement of the above referenced tax appeal should be authorized by the City Council as described herein.

Respectfully submitted,
STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN GUNTHER—

That we concur in the recommendation of the City Attorney and said settlement be authorized.

Carried.

March 28, 1980

Honorable Mayor and Members
of the Lansing City Council

Dear Mayor and Council:

Attached please find a claim by Lansing Mercy Ambulance Service for transportation from St. Lawrence Hospital to Ingham Medical Center.

Pursuant to Court order, the City is responsible for this transportation.

Therefore, it is the opinion of this office that the claim in the amount of \$91.00 be paid.

Respectfully submitted,
STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN McKANE—

That we concur in the recommendation of the City Attorney and the City Clerk be and she is hereby directed to draw a warrant on the City Treasurer in the amount of \$91.00 payable to Lansing Mercy Ambulance Service.

Carried.

March 27, 1980

Honorable Mayor and Members
of the Lansing City Council

Re: Claim of Jerry Charles Struble in the
amount of \$171.50

Dear Mayor and Council:

The above captioned claim was referred to this office for investigation and recommendation.

Based on the claimant's letter and a report from the Fire Chief, it appears that on October 27, 1979 the claimant, a City of Lansing resident, summoned a Fire Department ambulance in an emergency situation. However, all of the City's ambulances were on other emergency calls. Consequently, the Lansing Mercy Ambulance Service was summoned to transport the claimant to Sparrow Hospital. The claimant thereafter received a bill dated October 27, 1979 for \$171.50 for the private ambulance service rendered.

The Lansing City Charter, Article 4, Chapter 3, Section 4-303.5 provides:

"The Department shall maintain and operate such ambulance, inhalator, and other life saving and emergency services as the welfare of the inhabitants of the city may require and as the council may direct." (emphasis added)

Therefore, based on the foregoing Charter provision it appears that the City is responsible for the cost of such private ambulance service provided to a resident of the City.

Therefore, it is the recommendation of this office that this claim be allowed and that the check paying the cost of the ambulance service be forwarded directly to Lansing Mercy Ambulance Service, Inc., on behalf of the claimant.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN GUNTHER—

That we concur in the recommendation of the City Attorney and the City Clerk be and she is hereby directed to draw a warrant on the City Treasurer in the amount of \$171.50 payable to Lansing Mercy Ambulance Service, Inc., on behalf of the claimant.

Carried.

March 28, 1980

Honorable Mayor and Members
of the Lansing City Council

Re: Claim of James Kelly in the amount
of \$89.50

Dear Mayor and Council:

The above captioned claim was referred to this office for investigation and recommendation.

Based upon the claimant's receipt from Lansing Mercy Ambulance Service, Inc., dated January 11, 1980, it appears that on January 10, 1980 the claimant, a city resident, was transported to Ingham Medical Center from the Lansing Police Department at the request of that Department by said corporation in an emergency situation.

According to the Fire Chief, at the time the above request was made the Fire Department was not called. The claimant thereafter received a bill dated January 11, 1980 for the private ambulance service rendered.

Lansing City Charter, Article 4, Chapter 3, Section 4-303.5 provides:

"The Department shall maintain and operate such ambulance, inhalator, and other life saving and emergency services as the welfare of the inhabitants of the City may require and as the council may direct." (emphasis added)

Therefore, based on the foregoing Charter provision, it appears that the City is responsible for the cost of such private ambulance service provided to a resident of the City.

Therefore, it is the recommendation of this office that this claim be allowed and that the check paying the cost of the ambulance service be forwarded directly to Lansing Mercy Ambulance Service, Inc., on behalf of the claimant.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BLAIR—

That we concur in the recommendation of the City Attorney and the City Clerk be and she is hereby directed to draw a warrant on the City Treasurer in the amount of \$89.50 payable to Lansing Mercy Ambulance Service, Inc., on behalf of the claimant.

Carried.

March 27, 1980

Honorable Mayor and Members
of the Lansing City Council

Re: Claim of Tyann R. Slocum in the
amount of \$485.50

Dear Mayor and Council:

Claimant alleged that while traveling westbound on West Holmes Road on December 24, 1979 at 6:00 p.m. in the curb lane, she hit a chuckhole filled with water which caused the right rear wheel rim to bend and the tire to go flat. Claimant submitted a bill in the amount of \$485.50 that included amounts for towing, replacement of rim,

right door, alignment and adjustment of steering box and one day's wage lost.

Mr. Howard G. McCaffery of the Public Service Department for the City of Lansing informed this office that on December 24, 1979 at 7:19 p.m., the Public Service Department was notified by the Lansing Police Department of a chuckhole in front of 3332 West Holmes Road and that an employee was sent out and placed barricades and flares around the chuckhole. However, the Public Service Department had no knowledge of notification of this chuckhole prior to the call by the Lansing Police Department.

MCLA 691.1402; MSA 3.996(103) provides:

"No governmental agency is liable for injuries or damages caused by defective highways unless the governmental agency knew, or in the exercise of reasonable diligence should have known, of the defect and had a reasonable time to repair the defect before the injury took place . . ."

Applying the aforementioned statute to the facts presented by this claim, it is apparent that the City of Lansing had no prior notice of the street defect existing at this location on West Holmes Road prior to December 24, 1979 at 6:00 p.m., the date and time the alleged incident occurred, nor a reasonable time to repair same. Therefore, it is the recommendation of this office that the claim be denied on the basis of governmental immunity.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BRENKE—

That we concur in the recommendation of the City Attorney and said claim be denied.

Carried.

March 21, 1980

President Adado and Members
Lansing City Council

Gentlemen:

Attached please find an application for a parade permit from the Capitol Chapter of March of Dimes, scheduled for 7:00 a.m. on Sunday, April 27, 1980, which has been approved by all the necessary departments.

Our personnel estimate this will cost the City a total of \$565.04, which represents one Sergeant, three Officers and four vehicles for eight hours.

This is being sent to you for final approval.

Respectfully yours,

RICHARD A. GLEASON,
Chief of Police.

By COUNCILMAN LINDEMANN—

That we concur in the recommendation of the Chief of Police and said parade permit be granted.

Carried.

DATE: 3/24/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Public Service Director. Re: Spring Leaf Pick-Up.

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

March 26, 1980

Miss Theo Fulton, City Clerk
9th Floor, City Hall
Lansing, Michigan 48933

Dear Miss Fulton:

Pursuant to Section 8-403.3 of the City Charter regarding disposition of real property, please find attached information pertaining to the sale of City-owned property in the 2200 Block Raymond St., immediately north of the No. 2 Fire Station.

Subject property is to be sold by closed bid at a bid opening time to be established by the Purchasing Director, at a minimum bid of \$44,500, the market value as determined by the City Assessor. Sale will be subject to the following conditions:

- 1) That the purchaser be responsible for all title search and survey costs related to acquisition of the land;
- 2) That the 143 foot by 25 foot easement for Raymond Drive is not included in the property sale.

City Council has approved a public hearing on the proposed sale at 7 p.m., Monday, April 28, 1980, which requires publication of the hearing at least 10 days prior to that date.

The property was determined to be unnecessary for public purposes in a review by the Planning Board identified as ACT-11-79, approved by the Board August 21, 1979. A copy of the review is attached.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

March 21, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

At the regularly constituted City Council meeting of March 10, 1980, one of our Parks Department employees, Merle Lemon, read the attached letter from Captain Thomas W. Kane, Jr., to the City Council.

Following the discussion of this matter on the floor, it was subsequently referred to this office by City Council with the request that this matter be administratively investigated and a response made to the Council.

To this end I have also attached a report prepared and submitted by former Personnel Director Daniel J. Bodwin.

The report is self-explanatory and certainly does not need further embellishment. There are obviously numerous inaccuracies in Captain Kane's letter and the comments made by Mr. Lemon before City Council.

If any member of Council has any further questions, do not hesitate to advise me accordingly.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file.

March 27, 1980

Council President Louis Adado and
Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President
and Council Members:

On March 6, I sent a letter to you expressing my concerns with the concentration of subsidized low income housing in Lansing. In addition, I expressed concern with HUD policies that encourage such concentrations rather than promoting an equitable economic mix within the entire region. HUD programs such as Section 312 currently target low interest rehabilitation loans to households with incomes less than \$18,100 for a family of four, low and moderate income as defined by HUD, which equals 80 percent of the SMSA's median income. Although it is possible to obtain a loan with an income up to 120% of this amount, depending upon family size. HUD has made it clear to the city that they will not go beyond this limit and that loans must be concentrated in the lower income households in the targeted areas.

Since the target areas contain predominantly older housing stock often in need of major rehabilitation, and since rehabilitation costs as well as interest rates are higher now than at anytime in the past, it is apparent that financial support should not be limited to those qualified households mentioned above but to other households who, nowadays cannot shoulder the burden of rehabilitation loans in addition to rising household expenditures and necessities.

If we intend to keep our older inner city neighborhoods from deteriorating or intend to upgrade them, we must encourage a good economic mix in those areas. To do that, we must provide incentives to all residents of those areas so that these homes can receive the immediate attention they need.

The United States Congress is currently considering some changes in the Section 312 Program that would provide incentives to all households, regardless of income, in the targeted areas. I believe it is appropriate and desirable to give our support to these changes and request immediate action to implement the changes. Under the proposed legislation, households with incomes under 80% of the median income would qualify for a 1% rehabilitation loan; households between 80% and 120% of the median could receive 3% loans and households over 120% would be eligible for 6% loans. With these changes the program would begin to encourage the overall rehabilitation necessary in our inner city neighborhoods. I am attaching a resolution endorsing these changes and encouraging their immediate passage and implementation. With your support I will transmit the resolution to our Congressmen as well as to appropriate HUD officials.

Sincerely

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 3/27/80

TO: Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Designation of State Historic Sites.

Attached please find three communications from the Michigan Historical Commission declaring the Frank E. Cooley House (Michigan Women's Hall of Fame), the Lansing No. 7 Fire House and Central United Methodist Church, as State Historic Sites. Same is forwarded to you for informational purposes.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

DATE: 3/27/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director. Re: ACT-82-79 — Alley Vacation between Clifton and Harding Streets.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 3/27/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Public Service Director. Re: Deleting Sidewalk Requirement.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 3/27/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group. Re: Bauch Building partnership application for Commercial Facilities Exemption Certificate.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 3/27/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group. Re: Parkside Company request for establishment of Commercial Redevelopment District.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

RESOLUTIONS

By COUNCILMAN BRENKE—

Resolved by the City Council of the City of Lansing:

Resolved by the City Council of the City of Lansing that the request of the USFPO Employees Association for a 24-hour liquor permit for a retirement party to be held in honor of Colonel Ralph C. Phillips on the 19th of April, 1980, at the National Guard Armory is hereby approved provided the special 24-hour liquor permit is obtained from the Liquor Control Commission.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the City Engineer has requested an exchange of Property with the Lansing School District at the Kingsley Center Site; and,

Whereas, the Lansing School District will deed to the City in exchange, land that is in the Riddle Street ROW, and land in the Huron Street ROW; and,

Whereas, the City needs the L.S.D. property to receive Act. 51 funds from the State of Michigan for street maintenance; and,

Whereas, the City has a two foot strip of excess land on the West side of Riddle Street between Allegan and Chelsea, and a thirty-one foot strip of excess land on the East side of Huron Street between Allegan and Chelsea;

Now, Therefore, Be It Resolved, the Council of the City of Lansing approves the exchange of land with the Lansing School District on the Property described below:

PARCEL A: 2 ft. strip of excess on West side Riddle between Allegan and Chelsea.

Commencing 44 ft. East of the North-east corner, Lot 12, Block 2, Kempf's addition to the City of Lansing, thence South to the North line of Chelsea Avenue, thence East 2' more or less, to the West line of Riddle Street, thence North on said line to intersection with South line of Allegan Street, thence West 2' more or less, to point of beginning:

PARCEL B: AS: Excess from widening of Huron Street between Allegan and Chelsea.

Lot 24 except the West 15.5 feet, thereof, Block 2, Kempf's addition to the City of Lansing.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Principal of the Grand River School has requested action on a potentially hazardous traffic situation on Vermont Avenue at E. Grand River Avenue; and

Whereas, safety of school children crossing Vermont Avenue would be improved by deleting one parking space on Vermont near the intersection; and

Whereas, the Traffic Board and the Mayor have concurred in this recommendation;

Now, Therefore, Be It Resolved, the Lansing City Council hereby establishes No Parking At Any Time on the west side of Vermont Avenue from E. Grand River Avenue to 160 feet north of E. Grand River Avenue.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Iron Wood Products Corporation of Bessemer, Michigan, has notified the City of a demonstration planned for the downtown area on April 15-16, 1980; and

Whereas, the demonstration includes overnight on-street parking by logging trucks, for which a Council waiver of the 2 a.m. - 5 a.m. parking prohibition is required; and

Whereas, the Mayor has recommended approval of such waiver since the demonstration should not significantly impact normal street maintenance operations;

Now, Therefore, Be It Resolved, the Lansing City Council hereby waives the overnight parking prohibition in the area of the state Capitol Building for the duration of the above-mentioned demonstration.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the Federal Revenue Sharing program will end on September 30, 1980, unless the U.S. Congress passes legislation to continue the program; and

Whereas, President Carter has requested a \$6.9 billion, five-year extension of Revenue Sharing; and

Whereas, the City of Lansing has been the recipient of about \$3 million per year in Federal Revenue Sharing funds since the 1972-73 fiscal year, using this return of Lansing's federal tax dollars to provide critical services to the community; and

Whereas, Federal Revenue Sharing, in its current forum, sends money to Lansing directly, as an entitled city, as well as indirectly through increased state-shared revenue; and

Whereas, the City of Lansing is doubly concerned that rampant inflation and the threatened loss of Revenue Sharing Funds will destroy the prudent financial planning of this local government, and plunge the community into a far-reaching fiscal crisis; and

Whereas, loss of anticipated Federal Revenue Sharing income could cause immediate and economically harmful diversion of local fiscal resources away from Lansing's downtown revitalization program and a variety of senior citizen and human service programs throughout the community in order to maintain present levels of support to critical public safety services;

Now, Therefore Be It Resolved the Lansing City Council hereby offers its grateful appreciation to U.S. Senators Donald Reigle and Carl Levin, and U.S. Representative M. Robert Carr for their past support of the Federal Revenue Sharing program; and

Be It Further Resolved the City Council emphatically endorses re-enactment of the program in its current form; and

Be It Further Resolved the City Council, joined by the Mayor, strongly urge Senator Reigle, Senator Levin, and Representative Carr to actively support re-enactment, and to seek the support of their peers on this matter of vital interest to their constituents.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

Whereas, the Committee on Physical Development has considered at great length the zoning questions relative to the property

located on the corner of Merrill and East Grand River (827 Merrill, 2718 E. Grand River) and,

Whereas, the City Attorney's office has provided the City Council with a recommendation for the settlement of this issue, and

Whereas, the owner of the property was successful in obtaining a temporary restraining order preventing the City from prosecuting its zoning ordinance, relative to the above mentioned property, and

Whereas, a B-1 residential use would perhaps be more appropriate in that neighborhood, the existing non-conforming C-2 family use seems, however, to have the weight of law; now

Therefore Be It Resolved by the City Council of the City of Lansing the recommendation of the City Attorney's office is hereby concurred in and approved, and

Be It Further Resolved, the Mayor is hereby requested to direct the appropriate departments to monitor the progress of improvements to the property agreed to by the owner in exchange for the City's acknowledgement of the present zoning classification.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

SJ-1-80
5510 S. Logan

More particularly described as:

The south $\frac{1}{2}$ of Lot 7, Creys Subdivision, City of Lansing, Ingham County, Michigan

Whereas, Jeffrey Linstrom of Michigan Bearing Company, has requested that a sign be allowed to be constructed in the "J" Parking District on the premises at 5510 S. Logan; and

Whereas, the Planning Department has reviewed this request in accord with Section 36-41.9 and has found that the type of sign requested is located on a single pole and does not obstruct the view of traffic, nor does it detract from any of the adjacent development; and

Whereas, the Physical Development Committee of the City Council has reviewed the request and does not have any objections to the proposed sign provided that the applicant obtain a sign permit for this sign and that the sign meet all the minimum requirements of the sign code;

Now, Therefore, Be It Resolved that the Council of the City of Lansing approves the

request to locate said sign in the "J" Parking District subject to the petitioner obtaining a sign permit and that said sign meet the requirements of the sign code.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT V

By COMMITTEE ON BUILDING SAFETY AND DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

That the supplementary special assessment roll for razing a residential building:

Assessment Roll No. 36-K
Location—

Was 1827 Thompson

as returned by the City Assessor be and the same is hereby ratified and confirmed, and that the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to refund to all persons who have paid said tax as originally assessed the pro rata amount of difference as shown in said supplementary roll, and collect all unpaid tax as shown on said roll on or before July 2, 1980.

Adopted by the following vote:

Unanimously.

By WAYS AND MEANS COMMITTEE—

Resolved by the City Council of the City of Lansing:

That the following transfers be made:

\$2,500.00 from Reserve for Contingency
A/C 101-941-000-963

\$2,500.00 to City Council—Claims
A/C 101-101-000-963

\$ 200.00 from Reserve for Contingency
A/C 101-941-000-963

\$ 200.00 to Program Coordinator—
Misc. & Operating Expense
A/C 101-106-000-741

\$ 500.00 from City Clerk Conference &
Workshops
A/C 101-215-000-864

\$ 500.00 to City Clerk Misc. &
Operating Expense
A/C 101-215-000-741

\$ 500.00 from Planning—Salaries
A/C 101-801-000-702

\$ 500.00 to Wages Temp. Help—
Planning
A/C 101-801-000-707

I hereby certify that this is a properly drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Approved:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
TERRY J. McKANE,
Ways and Means Committee.

Adopted by the following vote:

Unanimously.

By COUNCILMAN GUNTHER—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived for the purpose of presenting items that are not listed on the agenda.

Carried.

By COUNCILMAN GUNTHER—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing Baseball Advisory Board was incorporated in the State of Michigan in May, 1977; and

Whereas, the Baseball Advisory Board has conducted many baseball tournaments in Lansing, with proceeds going to support local teams in their bids for state championships;

Now, Therefore, Be It Resolved the Lansing City Council hereby recognizes the Lansing Baseball Advisory Board as a non-

profit organization of value to the community for its many years of service.

Adopted by the following vote:

Unanimously.

REMARKS FROM THE MAYOR

Mayor thanked Council for resolution on Revenue Sharing.

Mayor said Stanley Curtis, Public Service Dept., will check into orange bag discrepancy.

REMARKS BY THE CITY COUNCIL

No remarks.

Francis J. Kelly, 1605 W. Saginaw, reported on K. of C. Tootsie Roll Drive for the Retarded and thanked citizens for their support.

By COUNCILMAN BLAIR—

That this meeting stand adjourned.

Carried.

Council adjourned at 7:45 P.M.

THEO FULTON,
City Clerk.

Lansing, Michigan

March 24, 1980

F

CITY CLERK'S OFFICE

**Room 921, City Hall
Lansing, Michigan 48933**

Address Correction Requested

BULK RATE

U. S. POSTAGE

PAID

**Permit No. 1461
Lansing, Michigan**

235

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, April 7, 1980

CITY COUNCIL ROOMS

**Lansing, Michigan
April 7, 1980**

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by President Adado.

Present: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by former councilman Robert Hull.

Pledge of Allegiance was led by former Councilman Robert Hull.

By COUNCILMAN McKANE—

That the council proceedings of March 17, 1980 be approved.

Carried.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON NON-AGENDA ITEMS; YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

Michael Wall, 3039 Manley Dr., Forest View Citizens Assoc., spoke on Aurelius Road improvement and study.

Robert Hull, 404 S. Holmes, president, East Side Organization, spoke relative Aurelius Rd.

Jack Hargrove, 4214 Killarney Ct., spoke relative Fast Pitch Softball.

Bruce Miller, 825 N. Francis, spoke re: Fast Pitch Softball.

Ed. Whitepigeon, 4116 Heathgate, spoke re: personnel director.

Renee Lipson, 1401 Roxburgh Rd., East Lansing, spoke.

Patricia Castillo, 2673 Cahill Dr., East Lansing, spoke relative personnel director.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

MECHANICAL AMUSEMENT DEVICE—

Danish News dba Executive Art Studio, Inc.

PEDDLER—

David B. Mather.

PUBLIC DRIVERS—

Steve Corson, Jr., Michael J. Krouse.

Referred to Committee on General Services.

The following claims have been filed:

- a. Wm. E. Tilson, Sr., 4877 W. Simpson Rd., Owosso, Michigan, for his wife who fell down in the Washington Square Mall.
- b. Raynor D. Zillgitt, Jr., 902 Clyde St., for damage to car which struck chuck hole.

Referred to Mayor and City Attorney.

Joe Finkbeiner of Local 1618 UAW requests 24 hour beer and wine permit to be used at Riverfest and Labor Day Rally on Labor Day.

Referred to Mayor and Committee on General Services.

Index, Inc., 111 S. Capitol, asks permission to erect a sidewalk terrace on Capitol Avenue side of building.

Referred to Mayor and Planning Board.

Letter from Ruth M. Heuer submitting list of residents of Moores Park Advisory Committee.

Received and placed on file.

Michigan Capital Girl Scout Council and Chief Okemos Council, Boy Scouts of America, ask to have Grand Ave. closed to regular traffic during Scout Fair 1980 to be held May 31, from 9 a.m. to 9 p.m.

Referred to Mayor and Committee on Public Properties and Safety.

Application filed by Su-Jan Sales and Service Co., 501-03-05 S. Washington Ave. for Commercial Redevelopment District.

Referred to Mayor and Committee on Economic Development.

DaCapo, Inc., request permission to use cross walk corner of Washtenaw and Washington Square on April 14, 15, 16, and 17 in front of J. W. Knapps for display in conjunction with fund raising drive to "Save the Michigan Theatre."

Received and placed on file.

MAYOR COMMENTS ON ANY ITEM ON THE AGENDA:

No remarks.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING ITEMS LISTED ON THE AGENDA: COMMUNICATIONS AND PETITIONS, COMMITTEE REPORTS, REPORTS OF CITY OFFICERS AND BOARDS, AND RESOLUTIONS. YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

Resolutions from Committee on Public Properties and Safety "a and f" removed.

Ruth Heur, 111 Gardner St., spoke.

REPORT OF COMMITTEE

The COMMITTEE ON GENERAL SERVICES approves the following applications and bonds for licenses:

MECHANICAL AMUSEMENT DEVICE—

Danish News dba Executive Art Studio, Inc.

PEDDLER—

David B. Mather.

PUBLIC DRIVERS—

Steve Corson, Jr., Michael J. Krouse.

Signed:

**WILLIAM A. BRENKE,
TERRY J. McKANE,
LOUIS F. ADADO,
Committee on General Services.**

By COUNCILMAN BRENKE—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

**REPORTS OF CITY OFFICERS
AND BOARDS**

DATE: 4/2/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Mayor. Re: Complaint of Charles Bennett over discrepancy in size of City trash bags.

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 4/2/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Director of Finance. Re: Disposition of Land Proceeds with respect to Urban Renewal and Capitol Commons.

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

DATE: 3/31/80

TO: City Council President and Members

FROM: Gearld W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Building Safety and Development Director. Re: Trash Removal Assessment.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

By COUNCILMAN LINDEMANN—

That we concur in the recommendation of the Mayor and Building and Safety Director and said assessments be placed on the assessment roll U-18, July, 1980.

Carried.

DATE: 3/28/80

TO: Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Appointment of City delegate to FOP arbitration panels.

The attached communication regarding the above-captioned subject, is forwarded to you for informational purposes.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

April 1, 1980

Council President Louis Adado
and City Council Members

Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear President Adado
and Council Members:

The City of Lansing's continued participation in the Region 6 Criminal Justice Coordinating Council requires a yearly designation of a City of Lansing representative and alternate. Our representative has traditionally been the Grants and Program Coordinator because of the grant monies involved.

Attached please find a copy of the resolution to be approved by you, designating same.

Thank you.

Sincerely,

GERALD W. GRAVES,
Mayor, City of Lansing.

Referred to Committee of the Whole.

April 4, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

The City Council approved acquisition of a new computer system last fall. You requested a status report at the end of contract negotiations for the system.

On April 3, 1980, I signed the contracts for the lease of a new Burroughs 6806 computer and for Financial Application Software which will provide the City with Budgetary/Accounting and Personnel/Payroll software. Hardware delivery is in progress. Development of the software is on schedule. The first phase, the Budget-

ary/Accounting package, will be on line by July 1, 1980.

I am pleased to be able to report that these negotiations have been concluded and the implementation is proceeding within the time frame projected when I had this matter brought to you last fall.

If you have any questions, Mr. Purvis and Mrs. Lazar are available to report on this project in greater detail.

Yours truly,

GERALD W. GRAVES,
Mayor.

Received and placed on file.

April 3, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

Attached is a copy of the financial statement of the Lansing Economic Development Corporation for the year 1978, as completed by Richardson and McCartney, P.C., Certified Public Accountants. The audit for the year 1979 is being completed, at present, and will be forwarded to you in the near future.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Internal Auditor.

April 3, 1980

Honorable Council President Adado
and Members of the Lansing City Council

Tenth Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

On Tuesday, March 25, 1980, a suit was filed in Ingham County Circuit Court against the City of Lansing by Mr. and Mrs. Harold Foster and Mrs. Almeda Johnson for damages to their properties caused by failures of the Boettcher Court pumping station. This suit alleges that damages have occurred to their homes through failures of the pumping station on approximately thirteen occasions in the last three and one-half years.

Mr. Foster has appeared before City Council in the past, most recently on Au-

gust 27, 1979. The City Attorney recommended denial of the claims of the Fosters and Mrs. Johnson in October 1979, on the basis that operations of a sewer system are of a governmental nature and are therefore exempt from liabilities. City Council chose to award \$1,000 each to the Fosters and to Mrs. Johnson with the only stipulation that the \$1,000 would be deducted from any judgment which might be awarded in the event the claimants won a lawsuit. This lawsuit, therefore, was encouraged by Council's previous actions.

This communication is to update City Council on the status of the Boettcher Court pumping station. The failures of this pump station can largely be attributed to oversized objects being placed in the City Sewer system. Public Service crews repairing this station in the past have found disposable diapers, bath towels, blankets, golf balls, and pieces of wooden two by fours clogging the equipment.

In the Fiscal Year 1979-80 Budget, \$100,000 was recommended for replacement of the Boettcher Court station as well as replacement of the Edgemont station near Waverly Road. This appropriation was in addition to funds carried forward from the previous budget year. The replacement of these pumping stations ranked high in the list of the City's Capital Improvement Program projects for the 1979-80 budget year.

During the Summer of 1979, the Public Service Department prepared bid specifications for the Boettcher Court replacement (P.S. 77064). Bids were received on October 2, 1979, with the McNamara Construction Company of Lansing the low bidder. Due to a history of difficulties with McNamara, this bid was carefully reviewed prior to the contract being executed on November 19, 1979, in the amount of \$153,645. An arrangement was made for all payments due the contractor to be made jointly payable to his union in order to avoid the difficulties which have arisen with this firm in the past. Since that time, I have been informed by the City Treasurer that McNamara Construction is among those businesses with delinquent personal property taxes as of the tax due date in February.

The contractor and the Public Service Department went through several discussions as to the type of pumping station to be used for the replacement. The contractor and his supplier both recommended alternate equipment from the City's specification. That matter was finally resolved and the City's original requirement was agreed upon. The contractor submitted shop drawings to the Public Service Department on February 11, 1980, and the drawings were approved by the Department on February 25, 1980.

The contract requires that the pumping station be delivered within twenty-two weeks of the approval of shop drawings by the Public Service Department. At this point, delivery is anticipated in July or August. Additionally, the contract requires completion within forty-five days after delivery of the pumping station.

Certainly, the delays in signing the contract and in agreeing upon the type of equipment to be used were not expected. It should be noted, however, that the next low bidder was approximately \$18,000 higher than McNamara Construction on their bid. The City of Lansing has made every effort to proceed in due course on this project, which should be done by the end of this summer. This should resolve any problems experienced by these residents once and for all.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file.

DATE: 4/3/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Public Service Director. Re: Final cost on construction contract for Risdale and other storm and sanitary sewers.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 4/3/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Administration Services Director. Re: Correcting resolution for sale of property at Edgewood Blvd. and South Washington.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 4/3/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached cor-

respondence from the Parks Director. Re: Easements requested by Michigan Bell Telephone.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 4/3/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Administrative Services Director. Re: Approximately 3.3 acres of land on Pennsylvania (commonly called Poxson Park East).

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

April 2, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President Adado and Council Members:

I have received a recommendation from my Economic Development Advisory Group (EDAG) concerning the tax abatement request submitted by Mr. Fred Carmack for Sisters Styling Salon, located at 325 South Grand Avenue. The EDAG recommendation pointed out that the City Council has denied a previous commercial tax abatement request in this vicinity due to its location in the area that had been designated for development of a new Criminal Justice Facility.

Insofar as the citizens of the City of Lansing defeated the referendum on the bond issue that would have financed development of a Criminal Justice Facility in that area, our plans for that development are presently highly provisional. Therefore, I would suggest that you discontinue your opposition to encouraging commercial development and rehabilitation in the area and instead go on record as supporting the revitalization of this portion of Lansing's downtown business district.

I would further recommend that the first

concrete action you take consistent with this position be approval of the request for establishment of the Sisters Styling Salon Commercial Redevelopment District. I am attaching for your information the report I have received from the Economic Development Advisory Group concerning this request.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

April 3, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

In accord with Article 6, Chapter 2, Section 201.2 of the Lansing City Charter, I herewith submit to you as my designee for the role of Chief Negotiator the name of Stephen A. Kintz. Mr. Kintz's qualifications and experience in this field are already a matter of record and require no further discourse here.

However, some important practical operating considerations deserve emphasis:

First, the City Charter, in Article 6, Chapter 2, Section 201.4 provides "The Chief Personnel Officer shall be responsible for the implementation of collective bargaining contracts." It should be recognized that the dividing line between implementation or administration of a collective bargaining agreement and the negotiation of the same cannot be sharply defined. The negotiation and administration processes are but two parts of a very tightly integrated whole. This is the essence of the collective bargaining process.

Second, a recent nation-wide survey by the Bureau of National Affairs with regard to the structure of the Personnel-Labor Relations functions in both the public and private sector show that in 93% of the concerns responding, responsibility for both functions rests with a single administrator. To this point, this has been the case in the City of Lansing and in my judgment this arrangement has served the City well and will continue to do so. As the official charged, by the City Charter, with overall responsibility for the conduct of the City's labor relations I trust that this judgment will be given great weight in your consideration of the matter.

Third, the time for bargaining with all of the City's employee groups is at hand. Mr. Kintz is knowledgeable of the bar-

gaining history with all these groups, their representatives, and is prepared to go forward with this task.

Your early consideration and prompt response will be appreciated.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

RESOLUTIONS

By COMMITTEE ON GENERAL SERVICES—

Resolved by the City Council of the City of Lansing:

That the Michigan Licensed Beverage Association's request for a 24 hour liquor permit for the 15th of April, 1980, at the National Guard Armory, 2500 South Washington Avenue, is hereby approved provided the special 24 hour liquor permit is obtained from the Liquor Control Commission.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Traffic Board and Mayor have recommended removal of the current prohibition of left turns from southbound Pennsylvania Avenue to the Eastern High School parking lot at Shiawassee Street, except for 7-9 A.M. and 3-6 P.M., Monday-Friday, with such exceptions not applicable to school busses; and

Whereas, the Lansing School District Transportation Office favors the implementation of this left turn; and

Whereas, the Committee on Public Properties and Safety concurs that the left turn should be allowed except for the morning peak hours, but cannot find justification for excepting the afternoon peak hours;

Now, Therefore, Be It Resolved the Lansing City Council hereby removes the total prohibition of left turns from southbound Pennsylvania Avenue to the Eastern High School parking lot at Shiawassee Street, and establishes the prohibition of such turns during 7-9 A.M., Monday-Friday, excepting school busses; and

Be It Further Resolved an evaluation report on this change is requested after a 90-day trial.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the Lansing City Council concurs with the Traffic Board recommendation of March 18, 1980, and hereby establishes NO PARKING AT ANY TIME on the north side of Ionia Street from Logan Street to Jenison Avenue, to be effective when Ionia is changed to a two-way street in this area.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the Lansing City Council concurs with the Traffic Board recommendation of March 18, 1980, and hereby establishes NO PARKING AT ANY TIME on the north side of Ottawa Street from Verlinden Avenue to Lahoma Street, and on the south side of Ottawa Street from Lahoma Street to Logan Street, to be effective when Ottawa is changed to a two-way street in this area.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the Lansing City Council concurs with the Traffic Board recommendation of March 18, 1980, and creates a THREE-WAY STOP at the intersection of Pine Street and West Grand River Avenue, to be effective when Pine is changed to a two-way street in this area.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the following proposed membership list, submitted by the South Central Neighborhood Organization as requested by the City Council on March 17, 1980, is hereby approved for the Moores Park Citizens Advisory Committee:

Representing the SCNO:

Ruth Heuer, 111 Garden St., 48910

Mike Walsh, 1025 Barnes Ave., 48910

Bernice Shetterley, 1619 Herbert, 48910

Representing CDC No. 4:

Fred Henderson, 414 Barnes Ave., 48910

Sarah Feighner, 1423 Reo Ave., 48910

Priscilla Holmes (alternate), 220 Reo Ave., 48910

Representing the Mich. Steelheaders Assn.:

Ted White, 5021 Geraldine, 48917

Representing Moores Park School:

Bruce Rochowiak, Principal, 2916 Mayfair, 48906

Representing Neighborhood Business:

Sue Dickenson, 908 E. Mt. Hope, 48910

Representing Neighborhood Residents:

Lynn Davidson, 716 Britton, 48910

Cathy Fix, 1434 Hess, 48910

Melinda and Russell Adams (one as alternate), 705 Mores River Dr., 48910

Jerry and Koran Blakeslee (one as alternate), 725 Moores River Dr., 48910

Mike and Barb Radigan (both alternates), 900 Britten, 48910.

By COUNCILMAN WORTHINGTON—

That the resolution be amended as follows:

Under "Represent Neighborhood Residents": Melinda Adams be the representative and Russell Adams the alternate and Jerry Blakeslee be the representative and Koran Blakeslee be the alternate.

Carried.

The resolution as amended was adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the request of DaCapo, Inc., for permission to use the crosswalk corner of

Washtenaw and S. Washington Square for a pictorial exhibit and fund drive during April 14-17, 1980, is hereby approved, provided all necessary administrative actions are completed without objections.

By COUNCILMAN LINDEMANN—

That the resolution be amended to include that they get the necessary permit from the City Clerk.

Carried.

The resolution as amended was adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, it is necessary to hold a public hearing on the proposed establishment of a Lansing Commercial Development District, CRD-3-80, Parkside Office Building, south end of South Pennsylvania Court, more particularly described as:

Lots 9 and 10 of Walter Neller's Company's Professional and Business Mart, City of Lansing, County of Ingham, Michigan.

Now, Therefore Be It Resolved that the City Clerk give at least ten (10) days notice of a public hearing when all persons interested may attend and make any objections they may have to such proposed district; and

Be It Further Resolved that such hearings be held at the Council Chambers in the City Hall on the 28th day of April at 7:00 p.m.; and that notice of such hearing be published in a publication of general circulation in said city.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, it is necessary to hold a public hearing prior to the Council approval of Commercial Redevelopment Exemption Certificate for the following petitioner:

Commercial Redevelopment District CRD-2-78

Petitioner: Bauch Building, a Michigan Partnership, 115 W. Allegan Street.

Therefore Be It Resolved that the City Clerk give at least 10 days notice of a public hearing when all persons interested may attend and make any objections they may have to the approval of the certificate and

Further Resolved that the City Clerk notify the legislative body of each taxing unit which levies ad valorem property taxes in the city and

Further Resolved that such hearing shall be held at the Council Chambers in the City Hall on April 28, 1980, at 7:00 p.m. and that notice of such hearing be published in a publication of general circulation of said city.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, by resolution dated December 17, 1979, the Lansing City Council certified the designation of the project area and established the project district area for the "Parkside Office Building" as the following:

Lots 9 and 10 of Walter Neller's Company's Professional and Business Mart, City of Lansing, County of Ingham, Michigan; and

Whereas, the Lansing Economic Development Corporation on October 17, 1979, approved the project plan for the "Parkside Office Building" and requested the City Council to approve said project plan, and

Whereas, pursuant to Section 9 of P.A. 388 of 1974, as amended, the Planning Board reviewed and approved the project plan at their regular meeting of January 22, 1980; and

Whereas, on March 24, 1980 a public hearing was held before the City Council of the City of Lansing on the proposed project plan, in accordance with the requirements of Section 17 of PA 388 of 1974;

Now, Therefore Be It Resolved that the City Council of the City of Lansing has reviewed the "Parkside Office Building" project plan and determines that that project plan constitutes a public purpose and that it conforms to the requirements of Section 8 of PA 388 of 1974; and

Be It Further Resolved that the City Council of the City of Lansing does hereby authorize the Economic Development Corporation of the City of Lansing to issue up to one million dollars (\$1,000,000) of tax-exempt revenue bonds for the implementa-

tion of the "Parkside Office Building" project plan, in accordance with the provisions of PA 338 of 1974.

Adopted by the following vote:

Unanimously.

**By ECONOMIC DEVELOPMENT
COMMITTEE—**

Resolved by the City Council of the City of Lansing:

Whereas, by petition duly filed this Council was petitioned to establish a Lansing Industrial Development District IPR-2-80, pursuant to Act 198, 1974, being Section 207,551 to 207,571, M.C.L.; and

Whereas, due notice has been given for a public hearing on said petition; and

Whereas, at such hearing held on the 31st day of March, 1980, all parties interested therein were heard and given due consideration; and

Whereas, the property involved is commonly known as:

Comm SE cor lot 16 Spencer's Sub, thence NLY on E line said sub 284.5 ft, ELY 20.8 ft. to SE corner Lot 12 Randall's Sub, NLY 433.22 ft. on E line Randall's Sub extended, ELY 386.65 ft. to SE corner lot 120.3 ft., S 89 deg 49 min 40 sec E 3.18 ft, S 19 deg 38 min 20 sec W 888.2 ft, N 87 deg 49 min 43 sec W 188.12 ft, to pt. of beg; Sec 3 T4N R2W.

Petitioner: Ace Wrecking Company
c/o M. Elvin Childers

Property: Real property.

Whereas, the property included in the proposed Industrial Development District is not considered to be Industrial Property for the purpose of Act 198, 1974 (see attached memo from the City Attorney);

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to establish a Lansing Industrial Development District IPR-1-80, to the above described property be denied.

Adopted by the following vote:

Unanimously.

**By ECONOMIC DEVELOPMENT
COMMITTEE—**

Resolved by the City Council of the City of Lansing:

Whereas, by petition duly filed this Council was petitioned to establish a Lansing

Industrial Development District IPR-1-80, pursuant to Act 198, 1974, being Section 207,551 to 207,571, M.C.L.; and

Whereas, due notice has been given for a public hearing on said petition; and

Whereas, at such hearing held on the 24th day of March, 1980, all parties interested therein were heard and given due consideration; and

Whereas, the property involved is commonly known as:

3303 North East Street.

More particularly described as:

The South 100 feet of the north 200 feet of Outlot A, Supervisor's Plat of Schworer's Bloomfield Farms;

Petitioner: A & E Printers and Mailers
c/o Mr. Don Beck

Property: Real and Personal Property

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to establish a Lansing Industrial Development District IPR-1-80, to the above described property be approved.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

P-1-79

Provincial House Subdivision No. 3
Final Plat

Whereas the final plat of Provincial House Subdivision No. 3 has been submitted for approval; and

Whereas the Planning Board has reviewed the final plat of Provincial House Subdivision No. 3 and found it to be in substantial conformance with the preliminary plat and recommended approval subject to conditions; and

Whereas the Physical Development Committee of City Council to whom was referred the report of the Planning Board and concurs therewith;

Now Therefore Be It Resolved that the Council of the City of Lansing ordains that the final plat of Provincial House Subdivision No. 3 be approved subject to the conditions outlined below and also subject to all conditions of previous approvals by the different departments at the time of the preliminary plat was reviewed.

(1) That a deed or abstract of title accom-

panied by an attorney's opinion as to the marketability of the land or a certificate of title of insurance be submitted to the City Clerk prior to the signing of the plat and the affixing of the municipal seal.

- (2) Final security be posted in the amount specified by the Public Service Department and the Department of Parks and Recreation.
- (3) Final clearance of the Board of Water and Light be obtained for the development.
- (4) Street width of Callahan Court shall be 30 feet curb face to curb face.
- (5) The curb radii at the intersection of Callahan Court and Provincial House Drive shall be a minimum of 20 feet.
- (6) Only one driveway access shall be permitted with the development, with each duplex lot.
- (7) Temporary cul-de-sac shall be provided off the end of Callahan Court or it will be necessary to place the drive access for Lots 68 and 69 at the northerly edge of these lots.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

P-5-79

Burk's Acre Subdivision Final Plat

Whereas the final plat of Burk's Acre Subdivision has been submitted for approval, and

Whereas the Planning Board has reviewed the final plat of Burk's Acre Subdivision and found it to be in substantial conformance with the preliminary plat and recommended approval subject to conditions; and

Whereas the Physical Development Committee of City Council reviewed the report of the Planning Board and concurred therewith;

Now Therefore Be It Resolved that the Council of the City of Lansing ordains that the final plat of Burk's Acre Subdivision be approved subject to the conditions outlined below, and also in conditions of approval by the different departments at the time review and approval was given to the preliminary plat.

- (1) A deed or abstract of title accompanied by an attorney's opinion as to

the marketability of the land or a certificate of title of insurance shall be submitted to the City Clerk, prior to the filing of said plat and the affixing of the municipal seal.

- (2) Final security shall be posted in the amount specified by the Public Service Department and the Department of Parks and Recreation.
- (3) Final clearance for the development shall be obtained from the Board of Water and Light.
- (4) An easement shall be recorded as shown on the face of the final plat as required by the Board of Water and Light.
- (5) Vehicular access to Lots 1 and 2 shall be reviewed and approved by the Traffic Engineering and Parking Division prior to the issuance of building permits.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

LS-4-80

6253 Barker

More particularly described as:

Lot 126 - 127 Southfield Subdivision, City of Lansing, Ingham County, Michigan.

Whereas Charles Richey has requested to divide the above described property to allow the south 6-feet of Lot 127 to remain with Lot 126 for the purpose of providing adequate side yard in conjunction with the single family home located on Lot 126. This division would leave the balance of Lot 127 with 54 foot of frontage on Barker Street or 6-foot below the minimum requirements. The proposed development of this property is for one additional single family home.

Whereas the Planning Board reviewed this request and recommends that the lot division be approved; and

Whereas the Physical Development Committee of City Council to whom was referred the report of the Planning Board and concurred therewith;

Now Therefore Be It Resolved that the Council of the City of Lansing approves of the request to divide the above described property for the purpose of allowing an additional single family home to be constructed on the 54-foot lot and the south 6-feet of Lot 127 to remain with Lot 126. Parcels will be described as follows:

Parcel A. Lot 127 except the south 6 feet of Southfield Subdivision, City of Lansing, Ingham County, Michigan;

Parcel B. Lot 126 and the south 6-feet of Lot 127 of Southfield Subdivision, City of Lansing, Ingham County, Michigan.

The applicant however stipulates and understands that the lot split as granted by the City of Lansing does not necessarily mean that the applicant may proceed with the division of the property. The applicant further understands that there may be some private restrictions contained in his deed for plat restrictions which may or may not be required with the Register of Deeds, which may run with the land. The applicant further understands that the City does not have the power or authority over these restrictions.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

LS-10-80

6225 Rosedale

More particularly described as:

East 196 ft. Lot 9 and all of Lot 10, Sup. plat of Elmwood Farms, City of Lansing, comm. known at 6225 Rosedale.

Whereas Jon Addiss of Acorn Realty Incorporated has requested to divide the property at 6225 Rosedale into two parcels both of which would have 55 foot of frontage on Rosedale or 5 foot below the minimum requirements; and

Whereas the Planning Board at their meeting of March 18, 1980, recommended that this request be approved to allow the development of two single family homes; and

Whereas Jon Addiss in a letter dated March 21, 1980, is now requested that the lot split request be cancelled and withdrawn; and

Whereas the Physical Development Committee of City Council reviewed this request at their meeting of March 28, 1980, along with the request for cancellation and recommended unanimously that the lot split be cancelled and no further action be taken;

Now Therefore Be It Resolved that the Council of the City of Lansing, acknowledges the request for cancellation of this lot split and that no further action be taken.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

SUP-1-80 — 324 W. Hillsdale Street to be used as a residential home for the rehabilitation of a maximum of 12 female offenders.

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 21st day of April, 1980, at 7:00 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-4-80 — 5800-12 S. Cedar Street,

be re-zoned from "A" One Family Residence District to "G-2" Wholesale District and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 21st day of April, 1980, at 7:00 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend the Classification provided for in the Zon-

ing Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-5-80 — 221-223 N. Pine St.,

be re-zoned from "D" Apartment District to "D-1" Professional District and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 21st day of April, 1980, at 7:00 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-6-80 — 727 E. Miller Rd.,

be re-zoned from "A" One Family Residence District to "F" Commercial District and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 21st day of April, 1980, at 7:00 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars viz:

That property described as:

Z-7-80 — 1227-29-31-33 E. Main St.,

be re-zoned from "C-2" Family Residence District to "J" Parking District and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 21st day of April, 1980, at 7:00 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-8-80 — 7000 S. Cedar St.,

be re-zoned from "A" One Family Residence District to "F" Commercial District and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 21st day of April, 1980, at 7:00 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-9-80 — 2319 and 2309 S. Cedar St.,

be re-zoned from "B" Residence and "D" Apartment District to "D-1" Professional Office District and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 21st day of April, 1980, at 7:00 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT V

Resolved by the City Council of the City of Lansing:

That the supplementary special assessment roll for constructing storm and sanitary sewer as follows:

Assessment Roll No. 269

Locations—

W. Northrup from Hilliard Drain E'y approximately 1,215 feet;

Hamelon St. from Aurelius Rd. to East end of street;

Webster St. from Pheasant to SE'y line of Lots 39 and 42 of Webster Farms No. 1;

Superior St. from Webster St. to Selfridge Blvd.;

Piper Rd. from Webster St. to the S. line Lot 83 of Webster Farms No. 1;

Kenbrook St. from S. Logan St. to La-Belle;

Annetta St. from Kenbrook to S. Logan St.;

as returned by the City Assessor be and the same is hereby ratified and confirmed, and that the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to refund to all persons who have paid said tax as originally assessed the pro rata amount of difference as shown in said supplementary roll, and collect all unpaid tax as shown on said roll on or before July 7, 1980.

Adopted by the following vote:

Unanimously.

By WAYS AND MEANS COMMITTEE—

Resolved by the City Council of the City of Lansing:

That the following transfers be made:

\$6,300.00 from Reserve for Contingency
A/C 101-941-000-963

\$6,300.00 to Civic Center Contribution
A/C 101-593-000-969

\$6,300.00 from Civic Center—Estimated
Revenues
A/C 593-000-000-960

\$6,300.00 to Civic Center—Repair
and Maintenance
A/C 593-000-000-160

I hereby certify that this is a properly drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Approved:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
TERRY J. McKANE,
Ways and Means Committee.

Adopted by the following vote:

Unanimously.

REMARKS FROM THE MAYOR

No remarks.

REMARKS BY THE CITY COUNCIL

Councilman Blair announced about Annual River Tour, May 10, 1980, 9:00 a.m.

Councilman Gunther spoke relative leaf pickup on April 14th.

Wm. Smith announced relative "Housing More Than Shelter" seminar at Lansing Community College Arts and Science Building on April 26, 1980.

Christine Ryal, 1411 Reo Ave. spoke.

By COUNCILMAN BLAIR—

That this meeting stand adjourned.

Carried.

Council adjourned at 8:45 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

April 7, 1980

F

CITY CLERK'S OFFICE

**Room 321, City Hall
Lansing, Michigan 48933**

Address Correction Requested

BULK RATE

U. S. POSTAGE

PAID

**Permit No. 1461
Lansing, Michigan**

249

**OFFICIAL PROCEEDINGS OF
THE CITY COUNCIL
OF THE CITY OF LANSING**

Proceedings, April 14, 1980

CITY COUNCIL ROOMS

Lansing, Michigan

April 14, 1980

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by President Adado.

Present: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Gunther.

Pledge of Allegiance was led by Councilman Gunther.

By COUNCILMAN McKANE—

That the council proceedings of March 24 and 31, 1980 be approved.

Carried.

PUBLIC HEARING

April 14, 1980 at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed Commercial Redevelopment Exemption Certificate for B. F. Goodrich Tire Co., 405 S. Grand Avenue.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed certificate he had the privilege of speaking at this time.

Thomas Dunn, Equalization Director, Ingham County, spoke.

Referred to Committee on Economic Development.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON NON-AGENDA ITEMS; YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

Jeff Noel, 904 Eureka St., spoke relative appointment of Personnel Director as the Chief Negotiator for the City.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

MECHANICAL AMUSEMENT DEVICE —
Harry's Place, Frandor Restaurant-Bar, Executive Arts Studio, Inc., Bonnie & Clyde, Stober's, Capitol Lounge, Capital News.

SIGN ERECTOR —

Identico, Mid-Michigan Stamps & Signs, Inc., National Advertising Co., Bill Carr Signs, Inc.

TAXI CABS —

BDJ Co., (50); Yanks, Inc., (38).

PUBLIC DRIVERS —

Gregory John Six, Robert James Spurbek, Herbert Mark Corey, Sr., Steven Wilfred Nelson.

Referred to Committee on General Services.

Claims filed by:

- a. Gordon Curtin, 3623 Stoneleigh, for damage to 2 rims and tires from hitting large hole on Aurelius Rd.
- b. Wallace S. Parshall, 2115 Meadowland Dr., for damage to his car from parking in space on 4th level of S. Grand Ave. ramp which drips solution that ruins a car finish on contact.

Referred to Mayor and City Attorney.

Petitions filed for rezoning:

- a. Z-15-80 — 5100 S. Cedar St. — Commencing S 88°54'40", East 1,152.09 feet and S 00°49', West 38.0 feet to North quarter corner of Section 4; thence S 00°49', West 130 feet; thence S88°54'40", east 120 feet to West line of Cedar St.; thence N 00°49', west 130 feet; thence N 88°54'40", west 120 feet to beginning, Section 4, T3N, R2W, City of Lansing, Ingham County, Michigan from "E-2" Drive-In Shop District to "F" Commercial District — filed by W. G. Martin.

- b. Z-16-80 — 3400 blk. Turner St. — Parcel A: Com. N.E. corner Lot 1, Fairfield Gardens Sub., N. 205.85 ft., W. 847.3 ft., to P.T. on C/L Turner St. 585.5 ft. S. of N. Sec. line S. 208.5 ft. E. to beg. Exc. N. 120.95 ft. of W. 200 ft., Sec. 4, T4N, R2W, from "A-1" Family Residence District to "B" Residential District — filed by North Congregation of Jehovah's Witnesses by John J. Kanillopoulos.

Referred to Mayor and Planning Board.

Special Use Permit — SUP-2-80 — Lots No. 24 and No. 25, McKim's Subdivision — 1923 Roberts Lane, for Family Group Home for six (6) or less adult persons with mental retardation. Filed by Clinton-Eaton-Ingham County Mental Health Board.

Referred to Mayor and Planning Board.

Applications filed for Commercial Redevelopment District by:

Dunnings and Canady, P.C. at 530 S. Pine St.

Anthony P. Nosal, Sr., S.W. corner Holmes and Pleasant Grove Rd.

Referred to Mayor and Committee on Economic Development.

Request filed for special 24-hour liquor permit by:

Ladies Cedars Club for April 26, 1980 at National Guard Armory, 2500 S. Washington.

Everett Class Reunion of "75" for August 9, 1980 at National Guard Armory, 2500 S. Washington Ave.

Earl Nelson Defense Fund for April 25, 1980 at National Guard Armory, 2500 S. Washington.

Referred to Committee on General Services.

Letter from Wm. Flynn, 1276 Ivanhoe Dr., East Lansing, relative parking ticket.

Referred to Mayor, City Attorney and Committee on Public Property and Safety.

Letter from Michigan Municipal League relative 1980-81 dues for budget purposes.

Referred to Mayor and Committee of the Whole.

Letters from Department of Natural Resources relative:

Information of draft of permit for alteration or occupation of flood plain Process No. 8803 317 and Process No. 8003 305.

Copy of letter sent to McCampbell-Sunthelmer Builders, Inc., for Flood Plain Permit.

Copy of letter sent to Robert Ford, 4th floor, City Hall of Flood Plain Permit.

Copy of letter sent to Parks and Recreation for Flood Plain Permit.

Received and placed on file.

March issue of Date User News from United States Dept. of Commerce, Bureau of Census.

Received and placed on file.

"Counter proposal" submitted by Lansing Regional Chamber of Commerce and Downtown Business Council for research and evaluation relative to Special Services Assessment proposal.

Referred to Mayor, Committee on Public Property and Safety and Committee on Ways and Means.

Steadman & Pierson, Inc., file proposed preliminary plat of Ingham Park.

Referred to Mayor and Planning Board.

MAYOR'S EXECUTIVE ASSISTANT COMMENTS ON ANY ITEM ON THE AGENDA:

No comment.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING ITEMS LISTED ON THE AGENDA: COMMUNICATIONS AND PETITIONS, COMMITTEE REPORTS, REPORTS OF CITY OFFICERS AND BOARDS, AND RESOLUTIONS. YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

The following persons spoke in regard to the Mayor not re-appointing Marvin Ray to the Board of Water and Light.

Reverend Graves.

Reverend E. C. Hawkins, Friendship Baptist Church.

Audrey Hegman, 2148 Bruce St.

Reverend Edgar Van.

Dick Holmes, 220 Reo Avenue.

REPORT OF COMMITTEE

The COMMITTEE ON GENERAL SERVICES approves the following applications and bonds for licenses:

MECHANICAL AMUSEMENT DEVICE —

Harry's Place, Frandor Restaurant-Bar, Executive Arts Studio, Inc., Bonnie & Clyde, Stober's, Capitol Lounge, Capital News.

SIGN ERECTOR —

Identico, Mid-Michigan Stamps & Signs, Inc., National Advertising Co., Bill Carr Signs, Inc.

TAXI CABS —

BDJ Co., (50); Yanks, Inc. (35).

PUBLIC DRIVERS —

Gregory John Six, Robert James Spurbek, Herbert Mark Corey, Sr., Steven Wilfred Nelson.

Signed:

WILLIAM A. BRENKE,
TERRY J. McKANE,
L. F. ADADO,
Committee on General Services.

By COUNCILMAN BRENKE—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

April 10, 1980

Honorable Mayor and Members of the Lansing City Council

Re: Claim of Jeffrey E. Poorman in the amount of \$257.28

Dear Mayor and Council:

On February 22, 1980, claimant sustained damages to his automobile when it struck a chuckhole on S. Logan Street between Gen-

esee and Kirby. As a result of the impact, the claimant damaged one of his vehicle's tires and also bent a portion of its frame.

Michigan law, MCLA 691.1402; MSA 3.996(102) states:

"Each governmental agency having jurisdiction over any highway shall maintain the highway in reasonable repair so that it is reasonably safe and convenient for public travel. Any person sustaining bodily injury or damage to his property by reason of failure of any governmental agency to keep any highway under its jurisdiction in reasonable repair, and in condition reasonably safe and fit for travel, may recover the damages suffered by him from such governmental agency."

However, MCLA 691.1403; MSA 3.996-(103) provides that the governmental agency is not liable for injuries sustained unless the agency knew, or in the exercise of reasonable diligence should have known, of the existence of the defect and had a reasonable time to repair the defect before the injury took place.

This office has been informed by Howard G. McCaffery, Director of Public Service, that the Public Service Department had no previous knowledge as to the existence of the chuckhole at this location. Shortly after the incident occurred, however, a Public Service truck patrolling the area arrived at the scene and made immediate repairs.

Based on the Michigan statutes cited, it is the opinion of this office that the City is not liable since the City had no knowledge of the defect prior to the report made by the claimant. It is therefore the recommendation of this office that the claim be denied.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BRENKE—

That we concur in the recommendation of the City Attorney and said claim be denied.

Carried.

April 10, 1980

Honorable Mayor and Members
of the Lansing City Council

Re: Claim of Marie E. Moon in the
amount of \$101.00

Dear Mayor and Council:

The above captioned claim was referred to this office for investigation and recommendation.

Based on the claimant's receipt from Lansing Mercy Ambulance Service, Inc., dated November 23, 1979, it appears that on November 20, 1979, the claimant was trans-

ported to St. Lawrence Hospital by said corporation in an emergency situation. This request for emergency ambulance service for the claimant was made by the Lansing Police Department. According to the Fire Chief, at the time the above request was made, that department was not called and the emergency ambulance vehicle was in the fire station. The claimant thereafter received a bill dated November 23, 1979 for \$101.00 for the private ambulance services rendered.

The Lansing City Charter, Article 4, Chapter 3, Section 4-303.5 provides:

"The Department shall maintain and operate such ambulance, inhalator, and other life saving and emergency services as the welfare of the inhabitants of the city may require and as the council may direct." (Emphasis Added)

Therefore, based on the foregoing Charter provision, it appears that the City is responsible for cost of private ambulance service provided to a resident of the City. However, it appears from an examination of the claimant's receipt dated November 20, 1979, that the claimant is a resident of Holt, Michigan. Therefore, the City is not responsible for the cost of private ambulance service rendered to a non-resident of the City.

Therefore, it is the recommendation of this office that this claim be denied.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN McKANE—

That we concur in the recommendation of the City Attorney and said claim be denied.

Carried.

April 8, 1980

President Adado and Members

Lansing City Council

Gentlemen:

Attached please find an application for a parade permit from the Lansing YMCA for a 10,000 meter run, scheduled for 10:00 A.M. on Saturday, May 17, 1980, which has been approved by all the necessary departments.

Our personnel estimate this will cost the City a total of \$781.34, which represents one (1) Sergeant, twenty-one (21) Officers and twenty-two (22) vehicles for two hours.

This being sent to you for final approval.

Respectfully submitted,

RICHARD A. GLEASON,
Chief of Police.

Referred to Committee on Public Property and Safety.

April 9, 1980

President Adado and Members

Lansing City Council

Gentlemen:

Attached is an application for a parade permit which has been signed by all the necessary departments. This is the Ralph Bunch Grand Lodge and Edith Sampson Grand Chapter parade, scheduled for 4:30 P.M. on Saturday, May 24, 1980.

This department has estimated this will cost the City a total of \$141.26, which represents one Sergeant, three Police Officers and four vehicles for two hours.

This is being sent to you for your final determination.

Respectfully yours,

RICHARD A. GLEASON,
Chief of Police.

Referred to Committee on Public Property and Safety.

April 9, 1980

President Adado and Members

Lansing City Council

Gentlemen:

Please find attached an application for a parade permit from the Cystic Fibrosis Foundation for a bike-a-thon, a portion of which is within the city limits of Lansing, scheduled for 9:00 A.M. on Saturday, May 17, 1980.

Our personnel estimate this will cost the City a total of \$212.38, which represents one Sergeant, five Police Officers and six vehicles for two hours.

This has been approved by all the necessary departments and is being submitted to you for final approval.

Respectfully yours,

RICHARD A. GLEASON,
Chief of Police.

Referred to Committee on Public Property and Safety.

DATE: 4/10/80

TO: City Council President and Members

FROM: Gerald W. Garves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director.
Re: Z-4-80 — 5800-5812 S. Cedar St.;
Z-5-80 — 223 N. Pine St.; Z-6-80 — 727

E. Miller Rd.; Z-7-80 — 1227, 1229, 1231 and 1233 E. Main St.; Z-8-80 — 7000 S. Cedar St.; Z-9-80 — 2309, 2319 S. Cedar St.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 4/10/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director.
Re: SUP-1-80 — 324 W. Hillsdale.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development

DATE: 4/10/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Administrative Services Director. Re: Council action on City Park Property — Winston Lot.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 4/10/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group. Re: Su-Jan Sales and Service Company request for establishment of Commercial Redevelopment District.

The attached correspondence is forwarded

with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

April 10, 1980

President Adado and Members
of the Lansing City Council

Tenth Floor, City Hall

Lansing, Michigan 48933

Dear Council President
and Council Members:

Because of the interest of the present U.S. Census now underway, and the importance of same, be advised that the Year 1979, saw the largest number of births in the City of Lansing in the ten years since the last Census was undetaken. In the Year 1979, there were 6,403 children born in the City, and we experienced 1,800 deaths.

The birth history is as follows:

Year	Births	Year	Births
1970	6,196	1975	4,799
1971	5,879	1976	4,787
1972	5,267	1977	5,188
1973	4,862	1978	5,469
1974	4,694	1979	6,403

The aforementioned is forwarded to you for informational purposes.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file.

April 9, 1980

Council President Adado and
10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President Adado
and Council Members:

As you consider possible uses of the Foster Street School, I would like to make available staff to provide information on feasibility and financial impacts of various options. I have assigned the Parks Director, the Director of Administrative Services and the Budget Director to serve as liaison team on the use of that facility. Please notify them of any meetings on this subject.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

April 1, 1980

Council President Louis Adado
and Council Members

Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear President Adado
and Council Members:

The City of Lansing has received notification from the U.S. Department of Energy, that our Technical Assistance Grant Applications for Kingsley Place and Gier Center have been funded. The grants provide funds for hiring a consultant who will conduct an energy audit of Kingsley Place and Gier Center. The purpose of the audit is to explore all possible energy conservation measures which would result in a more energy efficient facility. The consultant's recommendations will be forwarded to the Department of Energy.

The total amount of the grant application for Kingsley Place is \$2,800.00, while the grant application for Gier Center totals \$3,200.00. The applications require a 50% federal share and a 50% city share. The match requirement for both grants will be satisfied with a cash match from the Grant Match—General City Account.

These grants are our beginning commitment to energy conservation in public buildings. They provide the foundation for possible future grant applications in the energy conservation area.

Sincerely,

GERALD W. GRAVES,
Mayor, City of Lansing.

Referred to Committee on Ways and Means.

April 10, 1980

President Adado and Members
of the Lansing City Council

Tenth Floor, City Hall

Lansing, Michigan 48933

Dear President and Council Members:

The Grants and Program Coordinator, Vivian Preston, has advised that the Urban

Forestry Division of the Michigan Department of Natural Resources has approved the City's application for Urban Forestry Assistance. The grant provides monies for the development of a complete inventory of all street trees by species, size, condition and location, as well as, tree site information, trimming requirements, number and location of vacant tree plots, and insect and disease problems.

The total amount of the grant is \$20,-540.87. The application requirement is for a 50% City matching share. The total match requirement is being satisfied by in-kind contributions by the Parks and Recreation Department.

The street tree inventory will be utilized as a management tool for efficiently and effectively caring for the City's street trees.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file.

DATE: 4/10/80

TO: Honorable Louis F. Adado and
Members of the Lansing City Council

FROM: Gerald W. Graves, Mayor

SUBJECT: Emergency Purchase Order No.
E-04189 for Repair of Air Conditioning
Unit at Lansing Civic Center.

The above-mentioned Emergency Purchase Order is forwarded to you for your information.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

April 10, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

This is to advise that Max A. Coon, a member of the Economic Development Corporation Board of Directors has found it necessary to resign. Therefore, I am submitting to you for your consideration and confirmation, the name of William Porter, Jr., 3035 Westchester Road, Lansing, Michigan 48910, to fill said vacancy, which term expires in February of 1981.

To fill the Temporary Director vacancy on the Economic Development Corporation Board of Directors, which will be created upon your approval of Mr. Porter as a

permanent Director, I am submitting to you for your consideration and confirmation, the name of Howard T. Spence, 3950 Sheffield, Lansing, Michigan 48910. This temporary Director position is involved with the Grand Building, Jury Rowe Building, Hollister Building and Reid and Ried No. 2 projects.

Trusting these recommendations meet with your approval, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

April 10, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

Attached please find a memorandum from Parks and Recreation Director Doug Finley in response to the request of the Lansing Trappers Club for City co-sponsorship for the Women's Major Fast Pitch National Tournament at Ranney Park.

The request for co-sponsorship takes into consideration many actual cost items to the City, as well as reassignment of City parks personnel from routine, necessary maintenance functions to special tasks in preparation for the tournament. Council has already been made aware of several areas of reduced maintenance in the City's parks system, and should consider the impacts of any additional demands on the maintenance workers. Additionally, various actual cost expenses have not been budgeted in my Fiscal Year 1980-81 recommendations before you. There is not room for reallocation within the budget proposed, and any additional programs recommended by City Council should be reflected through increased tax revenues. I would not recommend increasing the burdens of our local taxpayers beyond the level already presented to you.

Additionally, Council should consider the impact of certain re-designs to the field which may not be in the City's best interests in the future.

I would recommend very careful consideration of the request for co-sponsorship and the implications which would go with that.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Ways and Means, and Committee on Public Property and Safety.

April 10, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

Pursuant to Article 5, Section 5-106.3 of the Lansing City Charter, I am herewith submitting the Advisory Board comments and recommendations on the proposed Fiscal Year 1980-81 Budget.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

April 11, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

Attached please find my recommendations to fill expired terms and several resignations on City boards. Same is submitted to you for your consideration and confirmation in accordance with Section 5-103 of the City Charter.

Trusting the enclosed meets with your approval, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Council President for his review and that he will make the proper referral to the various committees.

RESOLUTIONS

By COUNCILMAN BRENKE—

Resolved by the City Council of the City of Lansing:

Resolved by the City Council of the City of Lansing that the Ladies Cedars Club request for a 24-hour liquor permit for the 26th of April 1980 at the National Guard Armory, 2500 S. Washington Avenue is hereby approved provided the special 24-hour liquor permit is obtained from the Liquor Control Commission.

Adopted by the following vote:

Unanimously.

By COUNCILMAN BRENKE—

Resolved by the City Council of the City of Lansing:

Resolved by the City Council of the City of Lansing that the request from the Earl E. Nelson Defense Fund for a 24-hour liquor permit for the 25th of April 1980 at the National Guard Armory, 2500 South Washington Avenue is hereby approved provided the special 24 hour liquor permit is obtained from the Liquor Control Commission.

Adopted by the following vote:

Unanimously.

By PUBLIC PROPERTIES AND SAFETY COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, the Traffic Board and Mayor have recommended changes in parking regulations in the area of the S. Holmes and E. Main intersection; and

Whereas, the Committee on Public Properties and Safety has reviewed the recommendations and modified the changes with the concurrence of the Traffic Engineer:

Now, Therefore, Be It Resolved, the Lansing City Council hereby adopts the Committee's recommendations, and establishes the following parking regulations:

LOADING ZONE on the north side of E. Main, from 45 feet west of Holmes to 110 feet west of Holmes, except during the hours of 4-6 p.m., when there shall be NO STOPPING, STANDING OR PARKING within this area.

NO PARKING AT ANY TIME on both sides of S. Holmes from E. Main to Heald, and on the east side of S. Holmes from Heald to Kalamazoo.

NO STOPPING, STANDING OR PARKING on the north side of E. Main, from Holmes to 45 west of Holmes.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, in 1958 the City of Lansing acquired approximately 8.3 acres on Pennsylvania Avenue from the County for the sum of one dollar (\$1.00), this land was to be used solely and exclusively for park purposes, and upon any discontinuance thereof, title would revert to the County, and

Whereas, the City of Lansing Park Board, at their June 21, 1978 meeting, reviewed and approved the disposal of this property, as the land does not serve any recreation related or open space purpose, and

Whereas, it is still the intent of the Parks and Recreation Department to dispose of the property, as there is no residential housing that would have safe pedestrian access, and it being unwise to attract children across a five (5) lane road to a park, and

Whereas, the Planning Department has done an ACT 285 review of this property (ACT-14-78) with an update July 2, 1979, showing the following:

- (A) Property is entirely within the 100 year Flood Plain with a storm drain through the center of the parcel making the site development limited;
- (B) Adjacent land uses are non-residential;
- (C) Extensive fill and construction requirements suggest extremely high construction costs;
- (D) Special land use permits would be required for construction; and

Whereas, the City's Property Manager has asked the Ingham County Board of Supervisors to release all their reversionary rights in this property so that the City could consider using the land for non-park purpose as flood improvement, or to trade, or sell the land in a manner which would promote acquisition development or utilization of a more suitable recreation nature; and

Whereas, the County has denied the City's request; and

Whereas, Public Service, Economic Development Corporation and the abutting property owners all gave negative responses as to possible interest in subject property; now, therefore be it

Resolved that the City Council hereby discontinue the City's use of the property legally described below, and authorizes the Mayor and City Clerk to execute any required documents to let subject property revert to Ingham County,

Beginning 57.75 feet east of the northwest corner of the east one-half of the northwest quarter of section thirty-four (34), town four north, range two west, Lansing Township, Ingham County, Michigan, thence south along the east line of Pennsylvania Avenue 323.5 feet, east 481.2 feet to the west line of the Consumers Power Company right of way, northwesterly along the right of way 331.5 feet to the north line of section 34, west on the section line 401.6 feet to the place of beginning, containing 3.27 acres.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nay: Councilman Blair—1.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, members of the Michigan Gospel Music Association will hold their 13th Annual Convention in Lansing; and

Whereas, the Association has requested permission to hang directional guides on the inside of the overpass on US 27 near Otto Junior High School, the site of the convention:

Now, Therefore, Be It Resolved, the Lansing City Council hereby approves the request of the Michigan Gospel Music Association, provided all necessary administrative actions are completed without objection; and

Be It Further Resolved, the Administration is requested to render all possible assistance to the association, so that this year's convention will be the first of many to be held in the City of Lansing.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the Capital Area Transportation Authority was established pursuant to MC-LA 124.351 et seq; and

Whereas, that enabling legislation provides that the Articles of Incorporation for a Transportation Authority shall provide the method of selecting its governing body; and

Whereas, Article 8 of the Articles of Incorporation of the Capital Area Transportation Authority provides that the Lansing City Council may amend any of the Articles of Incorporation by resolution; and

Whereas, the City Council desires to amend the Articles of Incorporation to enable a participating political subdivision to appoint a non resident to the Transit Board; Now, Therefore

Be It Resolved that Article 4 of the Capital Area Transportation Authority Articles of Incorporation is hereby amended to read as follows:

"Article 4(1) The Authority shall be governed by a Transit Board which shall

consist of the following members: 1 member representing each political subdivision participating in the Authority. . . .

(2) . . . if any political subdivision withdraws from the Authority, the term of the Board member representing that political subdivision shall expire at the time of withdrawal."

And Be It Further Resolved that the City of Lansing shall notify each participating member of the Capital Area Transportation Authority of this resolution to amend the Articles of Incorporation at least sixty (60) days prior to the effective date of this action pursuant to Article 8 of the Articles of Incorporation.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nays: Councilman Blair—1.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, volunteers from a wide variety of backgrounds have unselfishly given their time to help meet the needs of others; and

Whereas, the City of Lansing is experiencing a time of limited material and technological resources while the need for human services continues to increase; and

Whereas, it has been demonstrated that our residents are our greatest and most valuable resource; and

Whereas, a vital ingredient for any human progress and overall community development is the investment of many individuals' time and energy to freely assist their fellow citizens in worthwhile volunteer projects;

Now, Therefore, Be It Resolved by the City Council of the City of Lansing that the week of April 20th through 26th has been designated as National Volunteer Week and April 21, 1980, as Volunteer Recognition Day; and

Be It Further Resolved that the City Council hereby encourages all the citizens of Lansing to observe this special week by volunteering their services to a cause or persons in need of help.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing is currently undertaking rehabilitation efforts in designated parts of the City in an attempt to provide decent, safe and sanitary housing for its residents; and

Whereas, the City's rehabilitation effort is targeted in areas of the City where older housing is deteriorated or is deteriorating; and

Whereas, the City recognizes that the long term viability of these neighborhoods depends on the future maintenance of these neighborhoods and in large part on preserving and/or building a sound and diverse socio-economic mix in these areas, and

Whereas, the City of Lansing has deemed it necessary and desirable to provide economic incentives to all property owners in these areas to encourage better maintenance and rehabilitation and to promote a diverse socio economic mix; and

Whereas, the City has provided incentives based on income, but with incentives available to all property owners, recognizing that all older housing requires a greater financial commitment to maintenance and rehabilitation than does newer housing; and

Whereas, the City has been successfully administering rehabilitation programs sponsored by both the State of Michigan and the U.S. Department of Housing and Urban Development and has designed its own rehabilitation program under the Community Development Block Grant; and

Whereas, the City of Lansing believes that the HUD Section 312 Program provides a much needed supplement to these other rehabilitation programs, but that the program as it currently exists, does not promote a desirable socio-economic mix within its target areas and, in fact, encourages the concentration of low and lower middle income families in targeted housing areas, thereby defeating the attempt to achieve an economic mix in these neighborhoods and in their supporting school systems; and

Whereas, HUD has proposed major changes in the Section 312 program which would revise the income guidelines and provide financial incentives at varying rates to all property owners in target areas, thereby encouraging the socio-economic mix necessary to the revitalization of older city neighborhoods; and

Whereas, the proposed changes include rehabilitation loans at 1 percent for borrowers with adjusted incomes below 80 percent of the median income for the area, loans at 3 percent for borrowers with incomes between 80 and 120 percent of the median and 6 percent for borrowers above 120 percent of the median income.

Now, Therefore, Be It Resolved that the City of Lansing endorses these proposed changes in interest rates and income requirements and strongly urges their immediate adoption and implementation;

And, Be It Further Resolved that this endorsement be communicated to all ap-

propriate HUD officials and appropriate elected officials as soon as possible for their consideration.

Adopted by the following vote:

Unanimously.

By PHYSICAL DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing is undertaking redevelopment of the Capitol Commons Neighborhood Development Area in cooperation with the Federal Government for financial assistance all pursuant to ACT 344, Public Acts of 1945, as amended; and

Whereas, the City of Lansing has prepared and adopted in Ordinance No. 531 a Physical Development Plan for a Community Development Project to be known as Capitol Commons Neighborhood Development Area with the Capitol Commons District Area; and

Whereas, the City of Lansing, acting by and through its Planning Department and Redevelopment Division have consulted with Capitol Commons Citizens' District Council; and

Whereas, that Council has recommended that the neighborhood development plan be amended to sell the south 50 feet of the east 91 feet of Lot 4, Block 144, Original Plat, City of Lansing, Ingham County, Michigan, to the owner of the adjacent property at 530 S. Pine Street; and

Whereas, the Planning Board has reviewed and approved the recommendation to sell the south 50 feet of the east 91 feet of Lot 4, Block 144, Original Plat, City of Lansing, Ingham County, Michigan; and

Whereas, this sale will allow necessary accessory parking in accordance with a site plan approved by the City of Lansing; and

Whereas, the Act requires the City to provide citizens an adequate opportunity to ask questions and express opinions and concerns about modifications to the Neighborhood Development Plan;

Now, Therefore, Be It Resolved that the Council of the City of Lansing in satisfying the requirements of ACT 344, Public Acts of 1945 as amended, schedule a public hearing on May 12, 1980, to consider the sale of the south 50 feet of the east 91 feet of Lot 4, Block 144, Original Plat, City of Lansing, Ingham County, Michigan to the owner of the adjacent property at 530 S. Pine Street.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

That the following transfers be made:

\$8,330.00 from Gen. Fund—Estimated Revenues
A/C 101-000-000-160

\$8,330.00 to Gen. Fund—Dist. Ct. Expenditures
A/C 101-136-000-700

\$8,330.00 from District Court Estimated Revenues
A/C 760-000-000-160

\$8,330.00 to Dist. Ct. Operating Supplies
A/C 760-136-000-740

\$8,500.00 from Rserve for Contingency
A/C 101-941-000-963

\$8,500.00 to Fire—Ambulance Div.
A/C 101-349-000-977

\$4,572.00 from Estimated Revenues—Gen. Fund
A/C 101-000-000-160

\$4,572.00 to Outdoor Sports—Wages Contract
A/C 101-725-509-707

I hereby certify that this is a properly drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Approved:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
TERRY J. McKane,
Ways and Means Committee.

Adopted by the following vote:

Unanimously.

REMARKS FROM THE MAYOR'S EXECUTIVE ASSISTANT

No remarks.

REMARKS BY THE CITY COUNCIL

By COUNCILMAN GUNTHER—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived for the purpose of presenting 4 items that are not listed on the agenda.

By COUNCILMAN BLAIR—

That we vote on the suspension on the Chief Labor Negotiator resolution separately.

The following vote was taken on the 3 items excluding the Chief Labor Negotiator resolution.

Unanimously.

The following vote was taken on the Chief Labor Negotiator resolution.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nay: Councilman Blair—1.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, Section 6-201.2 of the Lansing City Charter charges the Mayor with the responsibility of designating the Chief Labor Negotiator for the City with the advice and consent of the City Council; and

Whereas, the Mayor, has designated Mr. Stephen A. Kintz to serve as Chief Negotiator for the City of Lansing;

Now, Therefore, Be It Resolved, the City Council of the City of Lansing hereby consents to the designation of Stephen A. Kintz to serve as Chief Negotiator while continuing to perform his duties as Chief Personnel Officer for the City.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nay: Councilman Blair—1.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, William F. (Fritz) Stansell and Gretchen Stansell have been nominated for Michigan Minuteman Awards; and

Whereas, Fritz Stansell is the founder and President of Blue Lake Fine Arts Camp and Gretchen Stansell is the Director of International Programs; and

Whereas, the City of Lansing has benefited greatly from Fritz' and Gretchen's efforts in promoting goodwill through the universal language of the arts in conjunction with the excellent programs at the Blue Lake Fine Arts Camp at Twin Lake, Michigan;

Now, Therefore, Be It Resolved, the City Council of the City of Lansing wholeheartedly endorses the nomination of William F. Stansell and Gretchen Stansell for Michigan Minuteman awards to be presented during Michigan Week.

Adopted by the following vote:

Unanimously.

By COUNCILMAN GUNTHER—

Resolved by the City Council of the City of Lansing:

Whereas, Da Capo, Inc., will be involved in the promotion effort to raise funds to "Save the Strand" (Michigan Theater) on April 17th, 1980; and

Whereas, permission to use a "hot air" balloon owned by Mr. Rich Dykstra as part of the promotion has been requested; and

Whereas, the balloon is scheduled for inflation between 12:00 Noon and 2:00 p.m. at the corner of Allegan Street and South Washington Mall, to remain tethered throughout the afternoon and take-off at approximately 6:00 p.m.

Now, Therefore, Be It Resolved by the City Council of the City of Lansing, Da Capo, Inc., is hereby authorized to inflate, tether and launch said hot air balloon provided the Police Department and Fire Department are fully apprised of each step of the operation.

Adopted by the following vote:

Unanimously.

By COUNCILMAN GUNTHER—

Resolved by the City Council of the City of Lansing:

That the request of Da Capo, Inc., for various uses of the public area directly in front of the Michigan Theater, including parking of a mobile radio studio, promotional displays, etc., is hereby approved for the period April 17, 1980 - June 21, 1980, provided all necessary administrative actions are completed without objection from City Officials.

Adopted by the following vote:

Unanimously.

Councilman Blair spoke relative to appointment to Board of Water & Light in not appointing Mr. Ray.

Councilman Gunther, Councilman McKane, Councilman Belen and Councilman Worthington spoke relative to Board appointments.

By COUNCILMAN BLAIR—

That this meeting stand adjourned.

Carried.

Council adjourned at 8:20 P.M.

THEO FULTON,
City Clerk.

Lansing, Michigan

April 14, 1980

F/B

CITY CLERK'S OFFICE

**Room 921, City Hall
Lansing, Michigan 48933**

Address Correction Requested

BULK RATE

U. S. POSTAGE

PAID

**Permit No. 1461
Lansing, Michigan**

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OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, April 21, 1980

CITY COUNCIL ROOMS

Lansing, Michigan

April 21, 1980

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by President Adado.

Present: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Father Kacirk.

Pledge of Allegiance was led by Councilman Blair.

HEARING ON PROPOSED SPECIAL USE PERMIT

April 21, 1980, at 7:00 o'clock being the time set as the time for holding a hearing

on the proposed changes in the Classifications as provided for in the Zoning Code which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

SUP-1-80 — 324 W. Hillsdale St. to be used as residential home for rehabilitation of maximum of 12 female offenders filed by New Way In, Inc.

The President announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

Father Kacirk, 912 N. Washington Ave., Director, New Way Inn, spoke.

Referred to Committee on Physical Development and Committee on Human Services.

HEARING ON PROPOSED CHANGE IN ZONING CLASSIFICATIONS

April 21, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-9-80 — 2319 and 2309 S. Cedar St. be rezoned from "B" Residence District and "D" Apartment District to "D-1" Professional Office District.

The President announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

Ronald Allen, owner of property, spoke.

Referred to Committee on Physical Development.

April 21, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-4-80 — 5800-12 S. Cedar to be rezoned from "A" One Family Residence District to "G-2" Wholesale District.

The President announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

Referred to Committee on Physical Development.

April 21, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-8-80 — 7000 S. Cedar St. be rezoned from "A" One Family Residence District to "F" Commercial District.

The President announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

Referred to Committee on Physical Development.

April 21, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-6-80 — 727 E. Miller Rd. be rezoned from "A" One Family Residence District to "F" Commercial District.

The President announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the —privilege of speaking at this time.

No objections were made to the proposed amendment(s).

Referred to Committee on Physical Development.

April 21, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-5-80 — 221-223 N. Pine St. be rezoned from "D" Apartment District to "D-1" Professional District.

The President announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

Referred to Committee on Physical Development.

April 21, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications

tions as provided for in the Zonning Code which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-7-80 — 1227-29-31-33 E. Main St. be rezoned from "C-2" Family Residence District to "J" Parking District.

The President announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

Dixie Perberton, 924 Dakin, spoke opposing the rezoning.

Ann Edwards, 1111 Climax, spoke opposing the rezoning.

Referred to Committee on Physical Development.

PUBLIC HEARING

April 21, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed FCF-1-80 — 1211 Hillgate Way (to consider a proposal by the State of Michigan Department of Social Services to license an adult foster care family home).

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed foster care facility he had the privilege of speaking at this time.

Ralph Swan, 1024 Shelter Lane, spoke in opposition and presented petition.

Ethel Anthony, 3226 Stonewood, spoke and asked questions.

Josephine Zuker, 1211 Hillgate Way, owner of property, spoke.

Referred to Committee on Physical Development.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON NON-AGENDA ITEMS; YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

Beverly McMillan, 1230 Dakin, spoke relative Walsh Park.

Dick Holmes, 220 Reo Ave., President, 'Friends of the Rivers', spoke.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

MECHANICAL DEVICE—

Red Rail, Inc.; Cinema X (2); Pleasure-chest.

RUBBISH HAULER —

Leon E. King, Sr.; Moses Hobbs.

PEDDLER —

Kenneth R. Gan.

CHARITABLE SOLICITATION —

Catholic War Veterans.

PUBLIC DRIVERS —

William Allen Lay, Floyd James Rhynard, Paul Edmund Lincolnhol.

AUCTIONEER —

David Oller.

Referred to Committee on General Services.

Steadman & Pierson, Inc., submits preliminary plats for:

Sheraton Park No. 2.

Bradwell Park.

Referred to Mayor, Planning Board.

Claim filed by Mr. Jose Rios for damage to automobile after hitting a chuck hole.

Referred to Mayor, City Attorney.

Petitions filed for rezoning:

Z-17-80 —

Lot 2 except the East 33 feet of the replat of Block 4 of South Park Addition, City of Lansing, Ingham County, Michigan, from "C" Two Family Residence District to "F" Commercial District — (1705 S. Cedar St.).

Z-18-80 —

Lot 3 and 4 of Block 85, Original Plat, City of Lansing, Ingham County, Michigan, from "D" Apartment District to "D-1" Professional Office District — (811 Seymour St.).

Referred to Mayor, Planning Board.

The Arts Council Center of Greater Lansing submits application for the sale of beer during the Festival "Summerthing 80" to

be held May 30, 31 and June 1, 1980.

Referred to Mayor, Committee on General Services, Committee on Public Property and Safety.

Letter from The National Society of The Volunteers of America in regard to the "Newspaper Collection System Proposal" — State Journal — 4/11/80.

Referred to Mayor, Committee on Physical Development.

Letters from the State of Michigan — Department of Natural Resources relative:

✓ Notice of Intent to deny sewer construction permits.

Received and placed on file with copy to Committee on Physical Development for their file.

Flood Plain Permit for Department of Parks and Recreation.

Received and placed on file with copy to Committee on Physical Development for their file.

Construction of fish ladder on the Grand River.

Received and placed on file with copy to Committee on Physical Development for their file.

Letter from the Roary Corporation relative vacating an unused portion of the Hilliard Drain Easement.

Referred to Mayor, Planning Board.

Letter from Soderberg Brothers Construction relative requesting that a 12 foot easement be granted along property at 501 N. Clemens St. for the placement of a hard surfaced drive.

Referred to Mayor, Planning Board.

Letter from The Kircher Corporation in regard to setbacks on certain streets.

Referred to Mayor, City Attorney.

Letter from DaCapo, Inc., relative massive Street Dance to be held on Saturday, June 21, 1980 in which they would use the

100, 200, 300 blocks of S. Washington Avenue; this is not a formal request but would like to discuss this with the Council.

Referred to Mayor, Committee on Public Property and Safety.

MAYOR'S EXECUTIVE ASSISTANT COMMENTS ON ANY ITEM ON THE AGENDA:

No comment.

THE PUBLIC MAY NOW ADDRESS
THE CITY COUNCIL ON ANY OF
THE FOLLOWING ITEMS LISTED
ON THE AGENDA: COMMUNICA-
TIONS AND PETITIONS, COMMIT-
TEE REPORTS, REPORTS OF CITY
OFFICERS AND BOARDS, AND RES-
OLUTIONS. YOU MAY SPEAK
ONLY FOR 3 MINUTES ON ANY
ONE ITEM.

Resolution 4f removed from agenda.

Dick Holmes, 221 Reo Ave., spoke relative appointments to Board of Water and Light by the Mayor.

Audrey Hegman, Ingham Co. Women's Commission, spoke relative a woman and a black being on the Board of Water and Light.

REPORTS OF COMMITTEES

The COMMITTEE ON GENERAL SERVICES approves the following applications and bonds for licenses:

MECHANICAL DEVICE —

Red Rail, Inc., Cinema X (2), Pleasure-
chest.

RUBBISH HAULER —

PEDDLER —

Kenneth R. Gann.

CHARITABLE SOLICITATION —

Catholic War Veterans.

PUBLIC DRIVERS —

William Alln Fay, Floyd James Rhynard,
Paul Edmund Lincolnhol.

AUCTIONEER —

David Oller.

Signed:

WILLIAM A. BRENKE,
TERRY J. McKANE,
LOUIS F. ADADO,
Committee on General Services.

By COUNCILMAN BRENKE—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON WAYS AND MEANS, to whom was referred the letter from the City Controller requesting release of Financial Security, Concord Village No. 6, reports as follows:

The \$52,900.00 in financial security may be released pursuant to Section 37-25(1) of Chapter 37 of the Code of Ordinance of the City of Lansing. The City will retain \$21,460.00 in financial security to cover public improvements not yet completed.

Signed:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
TERRY J. McKANE,
Committee on Ways and Means.

By COUNCILMAN GUNTHER—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

April 17, 1980

Honorable Mayor and Members
of the Lansing City Council

Re: Claim of John W. Burdick in the
amount of \$88.00

Dear Mayor and Council:

On February 24, 1980, claimant sustained damages to his automobile when it struck a chuckhole in Washington Park. As a result of the impact, the claimant damaged his vehicle's exhaust system.

Michigan law, MCLA 691.1402; MSA 3.996(102) states:

"Each governmental agency having jurisdiction over any highway shall maintain the highway in reasonable repair so that it is reasonably safe and convenient for public travel. Any person sustaining bodily injury or damage

to his property by reason of failure of any governmental agency to keep any highway under its jurisdiction in reasonable repair, and in condition reasonably safe and fit for travel, may recover the damages suffered by him from such governmental agency."

However, MCLA 691.1403; MSA 3.996-1(03) provides that the governmental agency is not liable for injuries sustained unless the agency knew, or in the exercise of reasonable diligence should have known, of the defect and had a reasonable time to repair the defect before the injury took place.

This office has been informed by Kenneth W. Harris, Superintendent of Parks, that the Parks and Recreation Department had no previous knowledge of the existence of the chuckhole at this location.

Based on the Michigan statutes cited, it is the opinion of this office that the City is not liable by reason of governmental immunity since the City had no knowledge of the defect prior to the report made by the claimant.

It is therefore the recommendation of this office that the claim be denied.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BRENKE—

That we concur in the recommendation of the City Attorney and said claim be denied.

Carried.

April 17, 1980

Mayor Gerald W. Graves,
Council President Louis Adado
and City Council Members

Re: Greater Lansing Board of Realtors
EDC Project

Dear Mayor Graves and
City Council Members:

We are forwarding to you a resolution approved by the Economic Development Corporation of action taken by its Board on April 16, 1980, designating the Project Area and re-affirming the Letter of Inducement for the Greater Lansing Board of Realtors. Therefore, it will be necessary for you to appoint two (2) Temporary Trustees to this project.

This building is to be the renovation of the Horsebrook School into an office building which will house the Greater Lansing Board of Realtors.

The Economic Development Corporation is in the process of developing a Project Plan to be presented to you at a future date.

In your deliberation to designate a Project Area, we would recommend, as pointed out in our resolution, that you define the Project District Area as one and the same as the Project Area.

Also, in as much as there is no residential area to be affected by the Project Plan, we believe that it is not necessary to establish a Project Citizens' District Council.

Sincerely yours,

EMERSON B. OHL,
Executive Director.

Referred to Committee on Economic Development, Mayor.

April 17, 1980

Mayor Gerald W. Graves,
President Louis Adado and
Members of the City Council

Re: Mustang Bar, Inc.
EDC Project

Dear Mayor Graves and
City Council Members:

We are forwarding to you a resolution approved by the Economic Development Corporation of action taken by its Board on April 16, 1980, designating the Project Area and re-affirming the Letter of Inducement for the Mustang Bar, Inc. Therefore, it will be necessary for you to appoint two (2) Temporary Trustees to this project.

This building is to be a Restaurant and Bar at the N.E. corner of Saginaw Street and Larch Street.

The Economic Development Corporation is in the process of developing a Project Plan to be presented to you at a future date.

In your deliberation to designate a Project Area, we would recommend, as pointed out in our resolution, that you define the Project District Area as one and the same as the Project Area.

Also, in as much as there is no residential area to be affected by the Project Plan, we believe that it is not necessary to establish a Project Citizens' District Council.

Sincerely yours,

EMERSON B. OHL,
Executive Director.

Referred to Committee on Economic Development, Mayor.

DATE: 4/16/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Purchasing Director

and Housing and Redevelopment Director.
Re: Emergency Purchase Order No. E-04232 dated April 16, 1980, to Ace Wrecking Company for the demolition of four City owned houses.

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

DATE: 4/17/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from Rita Cook. Re: Board of Water and Light appointment.

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

April 16, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48938

Dear Council President and Members:

In late 1977, as a condition of the rezoning to allow construction of the Somerset elderly project, City Council required that a pedestrian activated stop light be installed on West Holmes Road. This requirement, however, was not communicated to the City's Traffic Engineer until construction began in 1978.

The Traffic Engineer has expressed reservations about installation of the pedestrian light due to high speed and traffic volume on Holmes Road. Additionally, this item was not budgeted previously. At my direction to provide some pedestrian safety for the Somerset residents, a temporary barrier has been installed in the center lane of Holmes Road. I further request the Traffic Engineer to study this situation and provide recommendations.

The attached letter from Oxford Development, which constructed the Somerset project, indicates that their residents still very much want the pedestrian light. I have attached recommendations from the Traffic Engineer for your consideration as to the requirement included as part of that rezoning.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

April 16, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

Last year, City Council passed resolutions to acquire various properties from the Michigan Department of Natural Resources which had reverted to the D.N.R. for non-payment of delinquent taxes.

The City has acquired various of those properties per Council direction. However, I have been informed by the City's Property Manager that three of those properties are no longer available to the City. The properties at 317 and 319 South Eighth St. have been reclaimed as the owners have paid back taxes. The Planning Board had recommended that these properties be acquired, existing structures demolished and the lots assembled as a single parcel for residential resale. The property at 1546 Ballard has also been reclaimed through payment of back taxes. The Planning Board had recommended that this property be sold to the Lansing Board of Realtors, which had proposed a model residential rehabilitation for this house.

The above is sent as a matter of information.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file.

April 17, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

I wish to bring to City Council's attention a matter of significance in which Council received inaccurate or incomplete information last year from Councilman Baker to make a hasty decision which stands to unnecessarily cost the City between \$18,000 to \$20,000.

This matter involves the need for sanitary sewer construction along Cavanaugh Road from the Conrail tracks to Aurelius Road, which was ordered in by Report of the Committee on Physical Development on August 27, 1979. A copy of the report is attached, which orders construction of sanitary sewer from the Sycamore Creek (which is the wrong beginning location) to Aurelius Road, charging the property owners no more than the cost of storm sewer built by Parsons Construction several years ago. The City sewer fund is obligated to pick up the balance of the cost.

This sewer was petitioned for by Cavanaugh Road residents in 1979, but the petition was insufficient. However, a communication (attached) from the Ingham County Health Department indicates that no further septic tank hook-ups will be allowed in this area due to various conditions reducing the ability of septic systems to adequately handle the waste. The County Health Department recommended that City Council order in the sanitary sewer. At the same time, the Michigan Department of Natural Resources imposed a prohibition of sewer extensions in the City, so that no sewer could be built even if Council orders it in.

Through the compromise reached with the DNR on an "offset" policy, it is now possible to proceed with the Cavanaugh Road sewer construction. This will enable the construction of the Korean Baptist Church, which has been delayed due to the lack of available sewer, as well as open up other property for development along Cavanaugh which could not be developed previously.

The length of sewer to be built is approximately 2400 feet, and the cost is now estimated by the Public Service Department at approximately \$85,000. Of that, about \$42,000 would be assessed to the benefitting property owners under normal assessment procedures. Under the proposal pushed through by Councilman Baker last summer, the total assessment to benefitting property owners would be just about \$24,000, with the balance to be picked up by the City sewer fund. This action on the part of Council was incorrect for the following reasons:

1) As the attached memo dated August 30, 1979, from the Public Service Department indicates, the Cavanaugh Road residents first petitioned for storm and sanitary sewers in 1970. Sanitary sewer could not have been constructed at that time, not at any time prior to June 1, 1975, when the Weigman Interceptor was finished from Jolly Road to the Landel Interceptor. Storm sewer was ordered in by City Council in 1970, then later deleted, then ordered in again in 1973 on the advice of the County Health Department, as the memo indicates.

There was no way to construct sanitary sewer and therefore no way to apply previous construction costs, as Mr. Baker contended, to the construction now proposed to you. No petition has been received since that time for sanitary sewer, and no Council action had been taken to order the con-

struction for this portion of Cavanaugh Road sanitary sewer until the committee report now in question.

2) The Weigman Interceptor passes Cavanaugh Road at the Conrail tracks. Mr. Baker's committee report indicated that sanitary sewer should be constructed beginning at the Sycamore Creek, which is approximately 1000 feet to the east of the proper location to begin this sewer. The Public Service Department has no authorization to order the construction of this needed 1000 feet of sewer.

3) While I have shown above that it is inappropriate to base this assessment on previous construction costs, I would further remind Council of the concerns I have expressed in the past about the present financial condition of the City's sewer fund. That is being reviewed at this time to determine whether sewer rate increases will be necessary in the near future due to rapidly increasing costs for wastewater treatment as well as costs of DNR-imposed improvements to the City's sewer system. I cannot recommend an additional City expenditure of \$18,000 to \$20,000 against this account to pay for the balance of increased costs which a former Councilman incorrectly believed to be the City's error.

I would recommend to you the following actions:

1) Rescind the committee report adopted on August 27, 1979.

2) Order the construction as indicated in the attached resolution, which was prepared one year ago for Councilman Belen's sponsorship but never approved by City Council due to the activities of Mr. Baker.

Residents of this area have over the years expressed their concern that this sewer is needed, and the County Health Department has reiterated that need. With the lifting of restriction on sewer construction by the DNR, it is time to proceed with the project, and to assess the benefits in the proper manner.

I will gladly provide the appropriate staff from the Public Service Department to speak with you on this subject before a committee of your choice.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 4/17/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Purchasing Director.

Re: Motorola Communications Service Agreement.

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 4/17/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Public Service Director. Re: Change Order No. 1, 1979 Blacktop Contract — PS 14108 Rieth-Riley Construction.

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 4/17/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Purchasing Agent and Public Service Director. Re: Liquid Chlorine.

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 4/17/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Youth Advisors at Bethlehem Lutheran Church. Re: Free Paper Pick-Up.

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 4/17/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Controller. Re: Financial Security—Concord Village No. 6.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development for their file.

DATE: 4/17/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Building Safety and Development Director. Re: 925 W. Washenaw Demolition.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 4/17/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Controller. Re: Administrative Actions.

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

DATE: 4/17/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Building Safety and Development Director. Re: Request for Public Hearing on Demolition of 721 S. Hayford, 517 W. Hillsdale, 3135 Turner St.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 4/17/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Assistant Director of Public Service. Re: Amendment No. 3—Contract Engineering Services — McNamee, Porter and Seeley — Facilities Planning for the Red Cedar Segment.

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety for file.

DATE: 4/17/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Public Service Director. Re: Request to construct enclosure across front of building located at 120 W. Ottawa.

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development for file.

DATE: 4/17/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Public Service Director. Re: Easement Recordings — Construction and Maintenance of an Alley.

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety for file.

DATE: 4/17/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Public Service Director. Re: Approval to park in alley (adjacent to Bauch Building).

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety for file.

DATE: 4/17/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director. Re: EDC-8-79 — Southwind Park II.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 4/17/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director. Re: 1417 Ballard Street — Purchase/Demolition; 811 East North Street — Purchase/Demolition.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 4/17/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Planning Director. Re: ACT-3-80 — Elm Park Development Plan; ACT-6-80 — Luwanna Street; ACT-7-80 — Kipling/LaSalle Alley Vacation; ACT-8-80 — US 27 between Thomp-

son/Larch; ACT-9-80 — Rededication of Ohio Street; ACT-10-80 — Alpha Street.

The attached correspondence is submitted for your action with my concurrence.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development and Committee on Public Property and Safety.

DATE: 4/17/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director. Re: P-2-80 — Markland Subdivision Tentative Preliminary Plat; P-3-80—Lancan Village South No. 3 Tentative Preliminary Plat; P-4-80—Markland Heights Subdivision Tentative Preliminary Plat.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 4/17/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director. Re: Z-10-80 — 4318 S. Cedar Street; Z-11-80 — 5129 S. Waverly Rd.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 4/17/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director. Re: LS-18-80 — 5419 Hughes Road.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 4/17/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group. Re: Requested Commercial Redevelopment District at 107 E. Washtenaw St.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 4/17/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Planning Director. Re: Change in Planning Board meeting location.

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Received and placed on file with copy to Committee on Physical Development for their file.

April 17, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

City Hall

Lansing, Michigan 48933

Dear Council President and Members:

The Mayor's Vehicle Advisory Group was instructed in the past to coordinate efforts to curtail usage of fuel per the past urging of President Carter, and because of past fuel costs.

I have attached a table which summarizes the fuel usage, of all users, during the first three months of calendar 1979 and 1980. As you can see, we have had a 6.69% reduction in consumption by all users, for all types of fuel, in 1980 as compared to 1979.

I have instructed the Mayor's Vehicle Advisory Group to continue to look for ways to reduce consumption to even a greater extent, even though we have surpassed the goal of 6½% reduction urged by the President. The Mayor's Vehicle Advisory Group will continue to monitor the monthly usage

reports, and if the trend reverses itself, I will advise you.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file.

RESOLUTIONS

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, a vacancy resulting from the resignation of Mr. Roland F. Rhead from the Board of Water and Light has been created, and

Whereas, the Mayor has submitted the name of Mr. Richard Zimmerman for appointment to fill said vacancy, and

Whereas, Mr. Zimmerman was interviewed by members of the Council at the Committee of the Whole meeting held on April 17, 1980, now

Therefore Be It Resolved by the City Council of the City of Lansing the appointment of Mr. Richard Zimmerman to serve for the remainder of Mr. Rhead's term is hereby confirmed which expires on the thirtieth day of June 1981.

Councilman Blair asked to explain his "No" vote.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nay: Councilman Blair—1.

By COMMITTEE ON ECONOMIC DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

Whereas, the resignation of Mr. Max A. Coon from the Board of Directors of the Economic Development Corporation has created a vacancy, and

Whereas, the name of Mr. William Porter, Jr., has been submitted for confirmation to fill said vacancy, now

Therefore Be It Resolved by the City Council of the City of Lansing that Mr. William Porter, Jr., is hereby confirmed to serve for the remainder of Mr. Coon's term which expires in February of 1981.

Adopted by the following vote:

Unanimously,

By PHYSICAL DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, the River Island Policy Review Committee and three district level Citizens' Committee have prepared a plan for the future development of the community bounded on the north, east and south by the Grand River and on the west by the Lansing City limits; and

Whereas, the Planning Board and Planning Department have worked concurrently with the Citizens' groups in developing this Plan; and

Whereas, the Planning Board held two public hearings at the Council Chambers, Lansing City Hall on September 19, 1978, and October 3, 1978, at which time the Citizens were notified by mail and local newspaper, and

Whereas, Citizens attending this meeting expressed their endorsement of the Plan; and

Whereas, the Planning Board at their meeting of October 3, 1978, took under advisement all testimony and evidence and recommended approval of the Development Plan, as a Master Plan Amendment and further recommended that the Development Plan be transmitted to City Council for their concurrence and implementation; and

Whereas, the Physical Development Committee of City Council to whom was referred the report of the Planning Board concurred therewith.

Now, Therefore, Be It Resolved that the Council of the City of Lansing adopts the River Island Comprehensive Development Plan as a Master Plan Amendment with the reservation to review each element of the plan prior to implementation.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nay: Councilman Blair—1.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

LS-4-80
(corrected)
6253 Barker

More particularly described as:

Lots 126, 127 and 128, Southfield Subdivision, City of Lansing, Ingham County, Michigan.

Whereas Charles Richey has requested to divide the above described property to allow

the south 12 feet of Lot 127 to remain with Lot 126 of Southfield Subdivision. This division will leave the balance of Lot 127 with 54 feet of frontage on Barker Street, six (6) feet below the minimum requirements of the Subdivision Ordinance. Development of this site is for a single family home; and

Whereas the Planning Board reviewed this request and recommends the lot division be approved; and

Whereas the Physical Development Committee of City Council, to whom was referred the report of the Planning Board, concurred therewith;

Now Therefore, Be It Resolved that the Council of the City of Lansing approves of the request to divide the above described property for the purpose of allowing the development of single family homes; one of which will be constructed on a 54 foot lot.

Parcel A: Lot 126 and the south 12 feet of Lot 127, Southfield Subdivision, City of Lansing, Ingham County, Michigan.

Parcel B: The north 54 feet of Lot 127, Southfield Subdivision, City of Lansing, Ingham County, Michigan.

Parcel C: Lot 128, Southfield Subdivision, City of Lansing, Ingham County, Michigan.

The applicant, however, stipulates and understands that the lot splits as granted by the City of Lansing does not necessarily mean that the applicant may proceed with the division of the property. The applicant further understands that there may be some private restrictions contained in his deed for plat restriction which may or may not be required with the Register of Deeds, which may run with the land. The applicant further understands that the City does not have the power or authority over these restrictions.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nay: Councilman Blair—1.

By PHYSICAL DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, The Greater Lansing Building Association has requested the City to rededicate a portion of Ohio Street to intersect with Whyte Street; and

Whereas, The City vacated the portion of Ohio Street from the south side of Lot 127 north to Whyte Street in 1956; and

Whereas, The Greater Lansing Building

Association owns the entire property for development of the street and construction of 10 single family homes; and

Whereas the Planning Board has recommended the following:

1. Approve the dedication of Ohio Street north from the south side of Lot 127 to intersect with Whyte Street. A 50' right of way from Lots 132 and 133 will be dedicated by the developer for the extension and will create a slight offset at Whyte Street.
2. The developer will be required to invest in storm drainage, water and sanitary sewer line extension, curb and gutter and sidewalk.
3. Additionally, the old Kiwanis Tabernacle building fronting on Whyte Street is to be razed by the developer simultaneously with the initial development of the property.
4. Finally, that the vacation of the unneeded portion of Ohio Street cul de sac to lots 175, 176 and 177 take place concurrently with the dedication.

Whereas, the Physical Development Committee of City Council has reviewed the recommendation and concurs with the Planning Board;

Now, Therefore, Be It Resolved, that the Lansing City Council dedicates the extension of Ohio Street as described with all stipulations in the Planning Board's recommendation; and

Further Be It Resolved, that a deed for the Ohio Street property and all improvements be provided by the Greater Lansing Building Association and all improvements surty bonds as required by the City's subdivision regulations.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

SJ-2-80

6006 South Pennsylvania Avenue
More particularly described as:

The south 75 feet of Lot 4, Midway Industrial Plaza, a Subdivision of part of the east one-half of the west $\frac{1}{4}$ of the southwest $\frac{1}{4}$ of Section 3, T3N, R2W, City of Lansing, Ingham County, Michigan.

Whereas Marty Andrews, President of Mid Michigan Stamps and Signs, Incorporated, has requested permission to erect an identification sign upon the above described premises. Said sign shall have a height of

sixteen (16) feet, and the sign face will be forty (40) square feet in area; and

Whereas the proposed location of the sign is in the "J" Parking District; and

Whereas, pursuant to Chapter 36, Section 46-41(9) of the Zoning Ordinance of the City of Lansing, the Planning Department has reviewed this request; and

Whereas the Planning Department believes that the type of sign proposed is in keeping with the general intent of Section 36-41(9) which is to allow advertising signs within the "J" Parking District for commercial and professional office type uses along this area, provided the sign is constructed in accord with the Lansing Sign Ordinance, a sign permit is obtained, and the sign is set back fifty (50) feet from South Pennsylvania Avenue, (front lot line); and

Whereas the Physical Development Committee of City Council has reviewed the report of the Planning Department and concurs therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing approves and allows the erection of the proposed sign on the above described property subject to said sign being set back fifty (50) feet from Pennsylvania Avenue (front lot line) and, further, that the proper sign permits be obtained; and

Be It Further Resolved that the sign meet all of the requirements of the Lansing Sign Code.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT
COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas it is necessary to hold a public hearing on the proposed establishment of a Lansing Commercial Redevelopment District, CRD-5-80, Su-Jan Sales and Service Co., 501-03-05 South Washington Ave., more particularly described as:

Beginning at the southwest corner of Lot 12, Block 150 of City of Lansing, Ingham County, Michigan: North 66 feet, East 65 feet (more or less), South 44 feet, East 45 feet, South 22 feet, West 110 feet returning to the starting point.

Now, Therefore Be It Resolved that the City Clerk give at least ten (10) days notice of a public hearing when all persons interested may attend and make any objections they may have to such proposed district; and

Be It Further Resolved that such hearings be held at the Council Chambers in the City Hall on the 12th day of May, 1980 at 7:00 p.m.; and that notice of such hearing be published in a publication of general circulation in said city.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas it is necessary to hold a public hearing on the proposed establishment of a Lansing Commercial Redevelopment District, CRD-2-80, Sisters Styling Salon, 325 S. Grand Avenue, more particularly described as:

The north $\frac{1}{4}$ of Lot 3, Block 130, Original Plat of the City of Lansing.

Now, Therefore Be It Resolved that the City Clerk give at least ten (10) days notice of a public hearing when all persons interested may attend and make any objections they may have to such proposed district; and

Be It Further Resolved that such hearing be held at the Council Chambers in the City Hall on the 12th day of May at 7:00 p.m.; and that notice of such hearing be published in a publication of general circulation of said city.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council has established a Lansing Commercial Redevelopment District CRD-10-79 in the City of Lansing, pursuant to Act 255, 1978 and

Whereas, B. F. Goodrich Tire Company has submitted an application for a Commercial Facility Exemption Certificate in said Commercial Redevelopment District CRD-10-79 and

Whereas, a hearing was held on B. F. Goodrich Tire Company's application for an exemption certificate on April 14, 1980, at which time all interested persons had an opportunity to be heard, and

Whereas, B. F. Goodrich Tire Company has met the requirements for said exemption certificate as required in Public Act 255, and

Whereas, this Council finds that the granting of this exemption certificate, considered together with the aggregate amount of Industrial Facilities and Commercial Redevelopment Exemption Certificates previously granted and currently in force shall not have the effect of substantially impeding the operation of the City of Lansing nor impairing the financial soundness of taxing units levying ad valorem property taxes in the City of Lansing; see memorandum of the Finance Director dated April 2, 1980 attached hereto;

Now, Therefore, Be It Resolved that the Council of the City of Lansing approve the application from B. F. Goodrich Tire Company for an exemption certificate in Lansing Commercial Redevelopment District CRD-10-79 and shall remain in effect for a period of 12 years; and

Be It Further Resolved that the developer of the property is required to construct a brick exterior facade on the building in place of the painted cement block on the north and west elevations with the exception of those areas where exterior signs will cover the building; and

Be It Finally Resolved that the developer shall plant and maintain landscaping materials in place of blacktop in the area between the curb line and the property line within the public right of way. Prior to installation of the landscaping materials the developer shall prepare a plan to be approved by the Planning Department.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing now holds title to an alley, legally described as:

Commencing at Southwest corner Lot 188; thence South 15 feet; East 114 feet; North 15 feet, West 114 feet to beginning. Also, commencing at Southwest corner Lot 189 thence South 15 feet, East 228 feet, North 15 feet, to Southeast corner Lot 238, West 228 feet to beginning. Also, commencing Southwest corner Lot 239; thence South 15 feet, East 75 feet, N 13 deg. 34 min. E 15.4 feet to Southeast corner Lot 239 thence West 78.7 feet to beginning. All being on South Gardens No. 2, City of Lansing, Ingham County, Michigan.

Recorded on Liber 7 of Plats, page 8. and,

Whereas, the City's Property Manager has recommended that the City vacate and dispose of this property; and

Whereas, the Planning Department has performed the Act 285 Review process and

requested information from the various City departments and the Board of Water and Light as to possible interest in the subject property with a negative response; and

Whereas, the Planning Board has reviewed and discussed the subject property and has recommended that this property be vacated; and

Whereas, the Mayor has concurred with these recommendations;

Now, Therefore, Be It Resolved by the Lansing City Council that the above described property be vacated, subject to the following: For any and all purposes the right of ingress and egress for the employees of the City of Lansing, the Board of Water and Light, and utilities, either public or private, to use the land vacated or so much as may be necessary for the installation, maintenance, repair, or removal of existing sewers and utilities; and

Be It Further Resolved the City Clerk is hereby authorized and directed to record a certified copy of this resolution with the Register of Deeds, and shall also send a copy of the recorded resolution to the State Treasurer.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, Michigan Bell Telephone Company has requested easements in Hunter Park and Hillborn Park for the purpose of improving service in Lansing; and

Whereas, the request has been reviewed by the Parks and Recreation Department, the Parks Board, and the Mayor, with recommendations for approval from all concerned;

Now, Therefore Be It Resolved the Lansing City Council hereby authorized the Mayor and City Clerk to sign the attached agreements granting the specified easements.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the request of the Cystic Fibrosis Foundation for a parade permit on Saturday, May 17, 1980, is hereby approved, having secured the necessary approvals from City Departments.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the request of the Ralph Bunch Grand Lodge and the Edith Sampson Grand Chapter for a parade permit on Saturday, May 24, 1980, is hereby approved, having secured the necessary approvals from City Departments.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the request of the Lansing YMCA for a parade permit on Saturday, May 17, 1980, is hereby approved, having secured the necessary approvals from City Departments.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, Capitol Avenue and Pine Street are scheduled to be changed to two way streets north of Oakland Street; and

Whereas, the curb radii at the Oakland/Capitol and Oakland/Pine intersections are such that traffic wishing to turn right off Oakland will have to greatly reduce speed, thereby increasing possibilities of rear-end collisions from following cars;

Now, Therefore, Be It Resolved, the Lansing City Council hereby prohibits right turns from westbound Oakland Avenue to northbound Pine and northbound Capitol when these streets become two-way, with such prohibition to remain in effect until the curb radii are altered to safely permit such turns.

Adopted by the following vote:

Unanimously.

Resolved by COMMITTEE ON PUBLIC PROPERTIES AND SAFETY:

Whereas, the City of Lansing is owner and has marketable title to real property located at Thomas Street and Winston

Street commonly known as the Winston Lot, and

Whereas, the proposed disposition would not significantly diminish the amount of park property in the vicinity, and

Whereas, the City Planning Department has completed their Act 285, Review, Act-14-78 updated July 1979 with the conclusion that the North 100 feet be retained and maintained by the Board of Water and Light since a municipal water well exists on this site, and that the remaining property be disposed of for residential use, and

Whereas, the Park Board has reviewed this property finding that this land serve no recreation related or open space purpose, and therefore, could be disposed of, and

Now Therefore Be It Resolved, that the City Council hereby authorizes and directs that said proposal be submitted to the electors of said City at the next General Election upon the voting devices in manner and form as follows:

Form of Ballot —

Shall the City Council be authorized to dispose of that portion of Winston Lot fronting on Thomas Street, Lansing, Michigan, and legally described as:

Com at intersection S line Gier St. and E N & S $\frac{1}{4}$ line Sec 4, Th S on said $\frac{1}{4}$ line to N line Thomas St. Wly on N line Thomas St. to E line Winston Ave., N on E line Winston Ave. to S line Gier St. E on S line Gier St. to beg; except the North 100 feet; Sec 4, T4N, R2W.

In return for a benefit to be realized of not less than the fair market value as appraised by the City Assessor?

YES () NO ()

and be it,

Further Resolved, that the City Clerk be and is hereby directed to prepare sufficient ballots to supply the demand for absent voters ballots, as above set forth; and be it

Further Resolved, that this resolution containing the above proposal, together with the full legal description of said property, be posted in a conspicuous place in each polling place in the City of Lansing; and be it

Further Resolved, that the votes cast upon such question shall be counted, canvassed and returned, and the results thereof determined in like manner, and by the same officials as prescribed for in the primary election; and be it

Further Resolved, that the City Clerk certify the ballot wording to the County Clerk in conformance with the requirements of state law; and be it

Finally Resolved, that the City Clerk give ten (10) days notice of the submission of said proposal to the electors, such notice to conform to the provisions of the City Charter and state law relative to primary elections, and further that she cause a true copy of this resolution to be published and circulated twice in a daily newspaper in the City of Lansing and that such publication be at least ten (10) days prior to the date upon which said proposal is to be voted upon as herein provided.

Adopted by the following vote:

Unanimously.

ZONINGS

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-10-80 — 4318 S. Cedar St.,

be re-zoned from a "CUP" Community Unit Plan, "E" Apartment and "J" Parking Districts to "F" Commercial District and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 12th day of May, 1980, at 7:00 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-11-80 — 5129 S. Waverly Rd.,

be re-zoned from "E-1" Drive-In Shop and "J" Parking Districts to "F" Commercial District and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 12th day of May, 1980, at 7:00 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON WAYS AND MEANS—

Resolved by the City Council of the City of Lansing:

That the following transfers be made:

\$ 7,000.00 from Salaries—Accounting Div.
A/C 101-201-000-702

2,000.00 from Reserve for Contingency
A/C 101-941-000-963

\$ 9,000.00 to Accounting Misc. &
Op. Expenses
A/C 101-201-000-741

\$ 6,230.00 from Winter-Summer Sports/
Wages—Contract
A/C 101-720-000-707

\$ 6,230.00 to Cemetery Fund
Contribution
A/C 101-276-000-969

\$ 6,230.00 from Cemetery—Estimated
Revenues
A/C 576-536-000-160

\$ 6,230.00 to Cemetery—Grounds
Maint./Wages—Hourly
A/C 516-538-000-706

\$15,000.00 from Winter-Summer Sports/
Wages—Hourly
A/C 101-720-000-706

16,320.00 from Recreation Administration/
Wages—Hourly
A/C 101-725-500-706

\$31,320.00 to General Parks—Labor
Reserve
A/C 101-718-001-706

\$ 1,450.00 from Olds Ave. R.R. Crossing
A/C 202-453-768-974

\$ 1,450.00 to R.R. Signals—Prof.
Services
A/C 202-472-000-801

I hereby certify that this is a properly drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Approved:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
TERRY J. MCKANE,
Ways and Means Committee.

Adopted by the following vote:

Unanimously.

REMARKS FROM THE MAYOR'S EXECUTIVE ASSISTANT:

No remarks.

REMARKS BY THE CITY COUNCIL:

By COUNCILMEN BELEN, LINDEMANN, and ADADO—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived for the purpose of presenting items that are not listed on the agenda.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nay: Councilman Blair—1.

By COUNCILMAN BELEN—

Resolved by the City Council of the City of Lansing:

Whereas, on October 22, 1979 the Lansing City Council approved a "Letter Agreement" between Stok Corp. and the City of Lansing, outlining conditions for the development of the "100 Block" project and designating Stok Corp. as the overall developer for a six month period; and

Whereas, the "Letter Agreement" six month period expires on April 22, 1980; and

Whereas, the overall developer's plans for the "100 Block" are proceeding on schedule and the Urban Development Action Grant has been approved by the Department of Housing and Urban Development;

Now, Therefore, Be It Resolved that the Lansing City Council does approve an extension of six months of the "Letter Agreement."

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nay: Councilman Blair—1.

**By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—**

Resolved by the City Council of the City of Lansing:

Whereas, on May 21, 1979, the Lansing City Council voted unanimously to sell to the Walter Neller Company, a portion of City owned land lying West of South Washington Road, and North and adjacent to the I-96 freeway. The net developable area being 1.768 acres; and,

Whereas, on June 4, 1979, the Lansing City Council vacated Edgewood Road lying along the N side of the City owned property on South Washington Road; and,

Whereas, the South half of the road will be added to the City property making the developable area 2.51 acres and increasing the lands value by \$1,484.00 or total value of \$5,020.00;

Now, Therefore, Be It Resolved that the Council of the City of Lansing approves the sale of this property legally described below to the Walter Neller Company in the amount of \$5,020.00 subject to the retention of all necessary easements and all the conditions provided in the May 21, 1979 resolution.

Part of the Northeast $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ lying West of S. Washington Road and North of the Northerly right of way line of I-96 freeway; except commencing N 17° 00' 20" E 110 ft. from the intersection of Centerline of South Washington Road on North line I-96, th N 72° 59' 40" W 188 ft., th N 17° 00' 20" E 100 ft., S 72° 59' 40" E 183 ft., S 17° 00' 20" W 100 ft. to beginning Section 8, T3N, R2W, City of Lansing, Ingham County, Michigan.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nay: Councilman Blair—1.

By COUNCILMAN ADADO—

Resolved by the City Council of the City of Lansing:

That the request for a parade permit for a parade to be held on the 25th day of April, 1980, going from WILS radio station on Cavanaugh Rd. to Everett High School, for the purpose of promoting a Muscular Dystrophy Dance-A-Thon is hereby approved, provided all necessary signatures are obtained from the Lansing Police Department and the Traffic Division of the City, and

Be It Further Resolved, the City Council fully supports the young persons of Lansing participating in this worthwhile event.

Adopted by the following vote:

Unanimously.

Richard Zimmerman, new appointee to Board of Water and Light, spoke.

Wm. Smith, 150 W. Hillsdale St., spoke.

Glenn Dean, 1321 E. North, spoke.

By COUNCILMAN BELEN—

That this meeting stand adjourned.

Carried.

Council adjourned at 9:15 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

April 21, 1980

F/B

CITY CLERK'S OFFICE

Room 921, City Hall

Lansing, Michigan 48933

Address Correction Requested

BULK RATE

U. S. POSTAGE

PAID

Permit No. 1461

Lansing, Michigan

279

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, April 28, 1980

CITY COUNCIL ROOMS

Lansing, Michigan

April 28, 1980

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by President Adado.

Present Councilmen Adado, Belen, Blair, Gunther, Lindemann, McKane, Worthington—7.

Absent Councilman Brenke—1.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman McKane.

Pledge of Allegiance was led by Councilman McKane.

By COUNCILMAN McKANE—

That the council proceedings of April 7 and 14, 1980 be approved.

Carried.

PUBLIC HEARINGS

April 28, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed establishment of Lansing Commercial Redevelopment District CRD-3-80 for

Parkside Company
South end of South Pennsylvania Court.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed establishment of a redevelopment district he had the privilege of speaking at this time.

Jack Davis, Attorney for Parkside Company, spoke.

Referred to Committee on Economic Development.

April 28, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed Commercial Redevelopment Exemption Certificate for:

Bauch Building, a Michigan Partnership
115 W. Allegan Street.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed exemption certificate he had the privilege of speaking at this time.

Patrick Reed, Attorney for Bauch Building, spoke.

Referred to Committee on Economic Development.

April 28, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed sale of property at 2200 block Raymond Dr.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed sale he had the privilege of speaking at this time.

Edward Stoffer, 2117 Raymond Dr., spoke.

Resident of 825 Verlinden spoke for persons on Raymond Dr.

Referred to Committee on Public Property and Safety.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON NON-AGENDA ITEMS; YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

Berniece Shetterly, 1619 Herbert St., spoke relative Police Dept.

Robert Hull, 404 S. Holmes St., spoke.

Christine Ryal, 1411 Reo Ave., spoke.

Ruth Huer, 111 Garden St., spoke.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

PEDDLERS —

Kenneth Gann, Gunter Nartelski.

JUNK DEALERS —

Friedland Iron & Metal Co. (2 locations),
Lansing Iron & Metal.

AUCTIONEERS —

Merl Lemon, C. B. Charles Galleries,
William Stanton, Thomas Westfall, Mel
White, Art Good, Howard Smith, James
Korrey, Leo Merritt, Joseph L. Lepczyk.

BUILDING WRECKERS —

Elvin Childers, dba Ace Wrecking Co.;
Granger Excavating Company.

MECHANICAL DEVICE —

Silvio's Lounge; Tony's Lounge; McCleers Bar; El Tango Cafe; Famos Taco; Torres; Popp's Harmonie House; Gellers Bar; Golden Gate Restaurant & Lounge; Shamrock Bar; Paul's Airport Bar, Inc.; The Garage; Mustang Bar; Shannon's Saloon; Driftwood; Eagle Restaurant; Johnson's Bar; Ed's Bar; Mac's Saloon; Mac's Time Machine; Ramon's Rest. & Lounge; Ramon's Rest. & Lounge; Theio's; Theio's Arcade.

PUBLIC DRIVERS —

Jack Eugene Coppens, Sr.; Louis Francis Finnis; Edward Henry Garvey; Daniel Allen Garza; Harvey John Lockhart; Delbert Leroy Price; Patrick Eugene Saxton; John C. Trayer; Glen Russell Warren.

Referred to Committee on General Services.

Summonses filed in Circuit Court by:

Lansing Independent Employees Union vs. City of Lansing and Stephen A. Kintz, Director of Personnel and Employee Relations in regard to refusal to post certain job vacancies existing in the Public Service Department and the City's refusal to fill said vacancies.

Capitol Savings & Loan Association vs. Bernice A. Collins and Coland, Inc., and City of Lansing in regard to mortgage of property at 232 S. Logan St.

Referred to Mayor, City Attorney.

Claim filed by Karen Haley for damage to her automobile due to hitting a large pile of sand and debris that was left unmarked and unlighted.

Referred to Mayor, City Attorney.

Petition filed for:

CG-2-80 —

Curb and Gutter on Bristol Rd. from Reo Rd. south to end of street.

Referred to Mayor.

Letter from Downtown Business Council requesting support and permission to hold the Third Annual Bed Race and Parade on Saturday, June 21, 1980, and also the use of the City Showmobile and bleachers.

Referred to Mayor and Committee on Public Property and Safety.

Letter from Lansing Trappers Club in regard to the City of Lansing Co-sponsorship of the 1980 Women's Major Fast Pitch National Tournament.

Referred to Mayor, Committee on Ways and Means.

Application for Commercial Redevelopment District for FSB Development Co. representing the Riverfront Mall Associates at the S.W. intersection of Saginaw St. and Cedar St.

Referred to Mayor, Committee on Economic Development.

Letter from the R. E. Olds Museum Association in regard to the alterations to Mill Street (CATA) Garage property.

Referred to Mayor, Committee on Public Property and Safety.

Letter from the Department of Natural Resources in regard to Flood Plain Permit for Board of Water and Light.

Received and placed on file.

MAYOR COMMENTS ON ANY ITEM ON THE AGENDA:

Mayor commented on his letter 4c relative Diamond Reo property, also letter 4e on Audit of City Personnel Procedure.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING ITEMS LISTED ON THE AGENDA: COMMUNICATIONS AND PETITIONS, COMMITTEE REPORTS, REPORTS OF CITY OFFICERS AND BOARDS, AND RESOLUTIONS. YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

Resolution No. 6 held for one week.

Jerry Lawson, President, F.O.P., spoke relative letter No. 3 under Reports of City Officers and Boards.

REPORTS OF COMMITTEES

The COMMITTEE ON GENERAL SERVICES approves the following applications and bonds for licenses:

PEDDLERS —

Kenneth Gann, Gunter Nartelski.

JUNK DEALERS —

Friedland Iron & Metal Co. (2 locations),
Lansing Iron & Metal.

AUCTIONEERS —

Merl Lemon, C. B. Charles Galleries,
William Stanton, Thomas Westfall, Mel White, Art Good, Howard Smith, James Korrey, Leo Merritt, Joseph L. Lepczyk.

BUILDING WRECKERS —

Elvin Childers, dba Ace Wrecking Co.;
Granger Excavating Company.

MECHANICAL DEVICE —

Silvio's Lounge; Tony's Lounge; McCleers Bar; El Tango Cafe; Famos Taco; Torres; Popp's Harmonie House; Gellers Bar; Golden Gate Restaurant & Lounge; Shamrock Bar; Paul's Airport Bar, Inc.; The Garage; Mustang Bar; Shannon's Saloon; Driftwood; Eagle Restaurant; Johnson's Bar; Ed's Bar; Mac's Saloon; Mac's Time Machine; Ramon's Rest. & Lounge; Ramon's Rest. & Lounge; Theio's; Theio's Arcade.

PUBLIC DRIVERS —

Jack Eugene Coppens, Sr.; Louis Francis Finnis; Edward Henry Garvey; Daniel Allen Garza; Harvey John Lockhart; Delbert Leroy Price; Patrick Eugene Saxton; John C. Traylor; Glen Russell Warren.

Signed:

TERRY J. MCKANE,
LOUIS F. ADADO,

By COUNCILMAN MCKANE—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON WAYS & MEANS, to whom was referred the matter of proposed fee charges for removal of refuse under Sections 28-1, 21-12, and 21-13 of the Lansing Code of Ordinances, by the Department of Public Service, reports as follows:

Whereas the Mayor has recommended that a fee of \$110 be assessed for each instance of violation of Section 28-1 of the City Code which requires the Public Service Department to pick-up refuse located between curb and gutter, fronting private property; and whereas this fee has been reviewed by the City Finance Department to assure that all related direct and indirect costs are adequately reimbursed, according to Sections 21-12 and 21-13 of the City Code; and

whereas the Ways & Means Committee has reviewed services and costs relating to the proposed fee; It is recommended that a fee of \$110.00 be assessed for pick-up of refuse located on City property, between sidewalk and gutter, and that this fee be assessed against owner(s) of property fronting the right of way on which the violation of Section 28-1 occurs.

Signed:

JACK D. GUNTHER,
TERRY J. McKANE,
Committee on Ways and Means.

By COUNCILMAN GUNTHER—

That the report of the Committee be referred back to the Committee on Ways and Means.

Carried.

REPORTS OF CITY OFFICERS AND BOARDS

The letter from the City Attorney in regard to the claim of Richard Premo was referred back to the City Attorney for further investigation.

Lansing Air Pollution Board submits Rules of Procedure.

Referred to City Attorney.

Board of Ethics files their Rules of Procedure.

Referred to Committee on General Services.

Letter sent to the City Clerk from the Fraternal Order of Police — Capitol City Lodge No. 141, in regard to the cancelling of leave day on Saturday, April 19, 1980. Employees inform that they would not be paid the premium rate for hours worked on scheduled leave day and this violates the collective bargaining agreement.

Referred to Mayor and City Attorney.

April 24, 1980

Council President Louis Adado
and City Council Members

Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear President Adado
and Council Members:

The Grants and Program Coordinator has been notified by the State Department of Natural Resources that because of budget

cutting on the Federal level a freeze has been placed on Land and Water Conservation Funding. The City of Lansing has two grant applications pending, one each for the development of Elm and Dietrich Parks. It is not known when these applications may be funded.

In conjunction with the freeze, Congress will receive a Presidential proposal to rescind the FY 1980 Land and Water Conservation Fund appropriation and reappropriate a portion of it. Of course, what action Congress will take is not known. However, Congress is required to act within 45 days of receiving the proposal. The Department of Natural Resources does not expect to be able to take further action prior to June 1980.

In addition, a reduction is expected to occur in the FY 1981 appropriation as well. Under the circumstances, full applications submitted for the January 31, 1980 deadline will receive the highest priority for funding.

The City of Lansing Applications were submitted by the deadline and will receive consideration for funding, when monies become available. The Department of Natural Resources does not feel the funding will take place prior to FY 1980-1981.

Sincerely,

GERALD W. GRAVES
Mayor, City of Lansing.

Received and placed on file.

DATE: 4/24/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Traffic Engineer.
Re: Request for intercity bus stop on the east side of northbound Walnut Street.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

April 24, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President Adado
and Council Members:

My Economic Development Advisory Group (EDAG) has completed formulation

of a "Request for Proposals" to purchase and redevelop the Diamond Reo property. The document consists of a two-page "Overview" highlighting the key points of the "Request for Proposals" and five attachments which constitute a "Developer's Packet." The City's objective for the Reo property is stated as development of a single-user or similar use of heavy industrial nature. It is made explicit that we recognize the difficulty in accomplishing development of the entire site immediately; therefore, proposals involving a phased development program will be given full consideration.

The "Procedural Guidelines" section of the "Request for Proposals" sets forth a review process for consideration of project proposals. This section names the Economic Development Advisory Group as the entity responsible for reviewing and ranking proposals. EDAG's rankings are slated to be presented to the Planning Board and to an area citizens' group — to be designated the Diamond Reo Citizens Council — for review and comment. Following consideration of the comments of these citizen groups, EDAG will make a recommendation regarding developer selection.

I am submitting the "Request for Proposals" to you for your information, along with a cover letter targeted to local industries that may be interested in expanding their facilities on the Diamond Reo site.

Sincerely,

GERALD W. GRAVES,
Mayor, City of Lansing.

Received and placed on file with copies to the Economic Development Committee and the Physical Development Committee.

DATE: 4/24/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Director of Building Safety and Development. Re: Trash Removal Assessment.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

By COUNCILMAN LINDEMANN—

That the assessments be approved and placed on the December tax roll U-19.

Carried.

DATE: 4/24/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Director of Building Safety and Development. Re: Trash Removal Assessment.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

By COUNCILMAN LINDEMANN—

That the assessments be approved and placed on the December tax roll U-19.

Carried.

April 24, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

I have reviewed and subjected to considerable analysis by my staff the so-called "Audit of City Personnel Procedures," dated March 4, 1980. Before detailing my response to the specific allegations some general comments are appropriate in order to place this entire matter in the proper perspective.

First, this document should be recognized and characterized for what it is, namely, nothing more than the politically motivated maunderings of Council staff at the behest of but one of your members designed to appease disappointed office seekers and their cohorts, who advocate chaos in the guise of order and mediocrity in preference to excellence.

Second, despite the attempt to assign, by innuendo, half-truths and outright falsehoods, substance to what is mere chimera, not a shred of real evidence emerges which would, even remotely, tend to support a finding of illegal discriminatory intention or effect in hiring and promotion transactions.

Third, it must be recognized that the employment process is a process of making choices. Unless the subset of vacancies is equal to or greater than the number of applicants there will always be some who are disappointed because another was hired or promoted. This is a fact of life, which neither I nor members of the City Council can alter by pandering to those whose complaints are unfounded, as witnessed by the City's perfect record with the Michigan Department of Civil Rights as to allegations of illegal job discrimination.

I turn now to specific statements and allegations made in this, so-called "audit."

Page One: "it has been a generally accepted practice to attempt to fill vacant po-

sitions from within and only to pursue outside applicants if no internal employee was found to be qualified. No formal rule exists on this matter however."

This is a *flase* statement; the Personnel Rules in Section VIA specifically require the internal posting of job vacancies. In addition, Article VI of the Agreement between the City and the International Brotherhood of Teamsters, Chauffeurs and Warehousemen Local 580; and Section 2 of Article VI of the Agreement between the City and Lansing Independent Employees Union contain similar job posting and promotion provisions.

Much is made of the posting process and alleged procedural irregularities associated therewith. The fact is that, when Internal Audit was unable to locate posting forms within the Personnel Department, they had been maintained within the department cited either in the original or in abstract form. The fact is that the positions in question were posted. Attached hereto are copies of the pertinent postings with signatures:

1. Maintenance Supervisor-28 (Public Service Department Traffic Division)—that a personnel requisition was not prepared may be a procedural irregularity, but in no way affects the integrity of the posting process or the selection decision.

2A. Financial Management Specialist-36 (Finance Department)—the reasons that the employee ultimately promoted from within but who did not sign the posting are amply stated in the body of the "audit." Nothing in the applicable Personnel Rules noted above prohibit this promotion nor is there any allegation much less any proof that the employee promoted was not qualified or that employees not promoted were better qualified.

2B. Operations Analyst-33 (Finance Department)—the same comments as made immediately above are applicable here, as well. The matter of so-called testing will be addressed in a subsequent section of this letter.

3A. Police Technician-28 (Police Department)—Page Nine: "The following employees were awarded positions who did not sign postings for the positions. Lynn Cook awarded Police Technician-28 position on 8-5-79." I attach a copy of the posting signed by the subject employee. Again another falsehood.

3B. Clerk-21 (Police Department) "... Kathleen Forbes was transitioned (sic) off CETA to a Clerk-21 position." Again, I attach another signed copy—again another falsehood.

3C. Stenographer-24 (Police Department) "... Ruby Ray was awarded a Stenographer-24 position." Once again, I attach another signed copy—and again another falsehood.

3D. Police Technician-28 (Police De-

partment) 5 positions—The allegation here is that CETA employees were being transitioned into general fund positions. This is not the case. In fact, new general fund positions never before in existence had been established. These positions were posted a copy of which is attached with signatures of all successful applicants.

4. Plumbing Inspector-31) Mechanical Inspector-31) (Bldg. Dept.) Electrical Inspector-31)

The statement is made "It is assumed such positions were posted." The implication is that perhaps they were not. They were, in fact, posted and yielded no qualified applicants. The subject positions were filled via external recruiting, and copies of the advertisements in The State Journal, and other newspapers, are a matter of record. Yet, again, there has been no assertion, much less any proof, that "any internal applicant for City jobs were denied due consideration," as the Councilman who instigated this so-called audit was quoted in the media at its inception.

Lastly, on the subject of Job Posting, I have instructed the Personnel Director to take measures to deal with any inconsistency in this process. Attached is a copy of a memorandum to all departments from him on this subject which should be effective in this area. The method proposed in the "audit" is so administratively burdensome compared to the scope of the difficulties experienced as to be of minimal benefit. Should additional action be found necessary he is prepared to respond appropriately.

An examination of the "issue" so bravely trumpeted as a significant problem in the process, that of so-called testing, reveals this to be the red-herring that it is and is also demonstrative of the motivation of this document's authors whoever they may be and of its sponsor. The February 8, 1980, memorandum from the Personnel Director (attached as an appendix to the "audit") adequately sets forth what is actually occurring in this regard. I would point out that there is nothing which prohibits an appointing authority from probing the relative ability of candidates, who ostensibly meet the minimum qualifications for a position, to confront and successfully solve problems similar to those they will actually be required to deal with on the job. Any suggestions this should not be done is clearly an attempt to impose an additional and unnecessary political burden on those charged with employee selection. The inevitable result is the employment of less qualified people than might otherwise be the case. If by implication this would be a benefit to the City, I fail to see it. Further and finally in this regard a City Attorney's opinion dated 12/13/79 (and also attached as an appendix to the document) states that this approach is not prohibited by the Charter as the audit seems to imply.

In conclusion, as an audit, this document is unacceptable. Contrary to all commonly

accepted auditing practices this report is unsigned by its author or authors which necessarily reduces its credibility. Lastly, as I have detailed above the so-called substance is composed of a handful of allegations and falsehoods without proof of any wrong-doing by this administration, which further reduces its credibility to a negligible level. The so-called "audit" repeatedly listed job postings which supposedly could not be located. The sponsoring Council Member hollered "cover up." However, as already mentioned, I am attaching for your scrutiny — as evidence — that the postings were made, and properly so. I cannot conceive that the Internal Auditor, and staff, all very, very well paid, could literally "blow" another assignment, after the recent fiasco involving the Deputy Finance Director. Or, was it all on purpose? Whatever the reason, I am of the opinion that Councilman Terry McKane and the Internal Auditor both owe the Personnel Department, and various other departments, erroneously discredited, a public apology. I trust it will be forthcoming.

Now to the matters dealing with the personnel practices, as brought up previously by former Councilman Richard Baker, and in part by present Councilman Terry McKane. The former Councilman not only repeatedly pounded the former Personnel Director, and the procedures, but he took hours of time to read the City's employment exam questions and answers. Many people asked "why?". Likewise, Councilman McKane attempted, at a recent Committee Meeting, to eliminate the City's employment exam, in total. He has been critical of the hiring approach, even though it has been successful over the years, this being testified to by the numerous fine employees we have in the City.

Well, you haven't had the whole story of "why?". These men forgot conveniently to advise publicly, according to the former Personnel Director, that they had two candidates for employment in the Fire Department — neither could pass the exams. The former Personnel Director advised of meetings on the issue. The former Personnel Director said he refused to cave in to the Council Members in question, and troubles commenced.

These men forgot conveniently to advise that they had a candidate for another position in City government, and in a meeting with a department head concerned, "requested that no posting for the job in question be made."

In laymen's terms, you can call these approaches — "do one thing in the open, and something else behind closed doors."

I request that you, as Council Members, establish a sub-committee to delve into this matter. I recommend that you look over the record submitted to you. I recommend, too, that you request a meeting with the former Personnel Director, and with the department head concerned. Let them personally advise.

I am certain you will determine that

Lansing has a good Personnel System, if only the politics will be left to political issues.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on General Services.

RESOLUTIONS

By COUNCILMAN GUNTHER—

Resolved by the City Council of the City of Lansing:

Whereas, May 1 through May 7, 1980, has been declared Michigan Spinal Health Care Week by Executive Declaration of the Governor of Michigan; and

Whereas, spinal checks are of vital importance to good posture habits and proper spinal health care in the preservation and maintenance of overall good health; and

Whereas, the Michigan Chiropractic Council has joined with the Governor in urging all citizens to take advantage of this opportunity to learn more about these potential health problems and how to prevent them; and

Whereas, this area of normal health hygiene is most often overlooked event though it can greatly affect the future health of each one of us;

Now, Therefore, Be It Resolved, that the Mayor and Lansing City Council support the program of increasing public awareness of this important aspect of good health; and

Be It Finally Resolved that a copy of this resolution be forwarded to Dr. Tim E. Tarry, President of the Michigan Chiropractic Council.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON WAYS & MEANS—

Resolved by the City Council of the City of Lansing:

Whereas, the Region 6 Criminal Justice Coordinating Council has been established as an advisory committee to the Tri-County Regional Planning Commission (TCRPC) in the area of criminal justice planning; and,

Whereas, this Council is a committee of the Tri-County Regional Planning Commission, which embraces the counties of Clinton, Eaton and Ingham; and,

Whereas, this Council includes broad representation of public and private elements

of the Tri-County Region whose experience, training, interest or employment in the Criminal Justice field qualifies them to lend valuable assistance to the Tri-County Regional Planning Commission in this phase of its planning and development program; and,

Whereas, the purpose of this Council is to maintain a multi-disciplinary approach to criminal justice by gathering data, conducting studies, and developing programs and projects within Region 6 that further the upgrading and development of effective crime and delinquency prevention, detection and control.

Be It Resolved that it is the intent of the City of Lansing to participate in the Region 6 Criminal Justice Coordinating Council; and,

Be It Further Resolved that Vivian L. Preston is designated to serve as our representative, with Susan G. Wager designated as alternate.

By COUNCILMAN GUNTHER—

That the resolution be amended as follows:

That in the last paragraph delete the word "our" and insert the word "a" and after the word "representative" insert the wording "of the City of Lansing".

Carried.

The resolution as amended was adopted by the following vote:

Unanimously.

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved, that the Purchasing Director be and he is hereby directed to advertise, as provided by law, for sealed proposals for the construction of the Rolfe Street and Other Storm and Sanitary Sewer Contract, PS 76101, in accordance with the plans and specifications on file in the office of the City Engineer. Proposals to be received up to 3:00 p.m., Local Time, Tuesday, May 20th, 1980.

Each proposal to be accompanied with a certified check or bidders bond in the sum of 5% of the proposal.

Right is hereby reserved to accept any proposal, to reject any or all proposals and to waive defects in proposals.

No bids may be withdrawn after the above date and time for receiving bids for a period of forty-five days. All addenda received shall be listed on the outside of the bid envelope.

Adopted by the following vote:

Unanimously.

By COUNCILMAN BLAIR—

That the Committee on Public Property and Safety be discharged and the following resolutions be considered.

Carried.

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing now holds title to an alley between Kipling Boulevard and LaSalle Boulevard north of Michigan Avenue, legally described as:

Commencing northeast corner Lot 6, thence west 280 feet thence north 10 feet, thence east 280 feet, south 10 feet to beginning, Midway Subdivision, a part of southeast $\frac{1}{4}$ of northwest $\frac{1}{4}$, Section 14, T4N, R2W, City of Lansing, recorded in Liber 5 of plats, page 13, Ingham County Records,

and

Whereas, the City's Property Manager has recommended that the City vacate and dispose of this property; and

Whereas, the Planning Department has performed the Act 285 Review process and requested information from the various City Departments and the Board of Water and Light as to possible interest in subject property with a negative response;

Now, Therefore, Be It Resolved by the Lansing City Council that the above described property be vacated, subject to retention of all necessary easements and the right of ingress and egress for the installation, maintenance, repair or removal of utilities or sewers; and

Be It Further Resolved the City Clerk is hereby authorized and directed to record a certified copy of this resolution with the Register of Deeds, and shall also send a copy of the recorded resolution to the State Treasurer.

Adopted by the following vote:

Unanimously.

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing now holds title to a parcel of land on Luwanna Drive near Aurelius Road the tax rolls as Parcel No. 3301-35-151-041; and

Whereas, the Lansing Planning Board, at its April 15, 1980, meeting unanimously adopted the staff recommendation to dispose of this right-of-way to the property owner to the north and place this land back

on the tax rolls;

Now, Therefore, Be It Resolved by the City Council of the City of Lansing that this parcel, legally described as:

Commencing 239.25 feet south of the northwest corner of the southwest $\frac{1}{4}$ of the northwest $\frac{1}{4}$, thence east 549.5 feet, north 1 foot, west 549.5 feet, south 1 foot to beginning, Section 35, T4N, R2W, City of Lansing, Ingham County, Michigan,

be sold by quit claim deed to the adjacent property owners at a current market value as appraised by the City Assessor, and subject to all necessary easement.

Adopted by the following vote:

Unanimously.

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing does hold title to the property between Thompson St. and Larch St. north of North Street, legally described on the tax rolls as parcel No. 3301-09-235-001, and

Whereas, the subject parcel has been under the jurisdiction of the City Controller and has excess property due to the construction of U.S. 27 across the center of this parcel, and

Whereas, the Lansing Planning Board at its April 25, 1980 meeting, approved the sale of the excess property on the West and East of U.S. 27,

Now, Therefore, Be It Resolved, the City Council of Lansing hereby approves that Public Service Department be given the jurisdiction for part of the property under U.S. 27, legally described as:

That part of lots 18 and 35, also, the North 4.25 feet of lots 19 and 34 lying between the West and East right-of-way line of highway U.S. 27, being in Nellers subdivision No. 1, City of Lansing, Ingham County, Michigan.

and

Be It Further Resolved, that the west part of this parcel will be sold by Quit Claim Deed to the adjacent industry to the west at the current market value as appraised by the City Assessor, and

Be It Further Resolved, that the Deed be subject to use for parking only and retention of all necessary easements.

Adopted by the following vote:

Unanimously.

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City of Lansing:

Whereas, the Director of Building Safety and Development, and the Demolitions Hearing Board have determined that the building located at 721 S. Hayford Street is an unsafe or dangerous building, and have recommended that the City Council require the demolition or making safe of this building;

Now, Therefore, Be It Resolved, the Lansing City Council hereby requests the City Clerk to schedule a public hearing for Monday, May 19, 1980, at 7:00 p.m., in the 10th Floor Council Chambers of City Hall, for the purpose of receiving public comment on the proposed order to demolish or make safe the building at 721 S. Hayford Street.

Adopted by the following vote:

Unanimously.

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City of Lansing:

Whereas, the Director of Building Safety and Development, and the Demolitions Hearing Board have determined that the building located at 517 W. Hillsdale Street is an unsafe or dangerous building, and have recommended that the City Council require the demolition or making safe of this building;

Now, Therefore, Be It Resolved, the Lansing City Council hereby requests the City Clerk to schedule a public hearing for Monday, May 19, 1980, at 7:00 p.m., in the 10th Floor Council Chambers of City Hall, for the purpose of receiving public comment on the proposed order to demolish or make safe the building at 517 W. Hillsdale Street.

Adopted by the following vote:

Unanimously.

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City of Lansing:

Whereas, the Director of Building Safety and Development, and the Demolitions Hearing Board have determined that the building located at 3135 N. Turner Street is an unsafe or dangerous building, and have recommended that the City Council require the demolition or making safe of this building;

Now, Therefore, Be It Resolved the Lansing City Council hereby request the City Clerk to schedule a public hearing for Monday, May 19, 1980, at 7:00 p.m. in the

10th Floor Council Chambers of City Hall, for the purpose of receiving public comment on the proposed order to demolish or make safe the building at 3135 N. Turner Street.

Adopted by the following vote:

Unanimously.

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City of Lansing:

Whereas, residents in the area of the Victor/Pattengill intersection have requested more traffic control devices to reduce speeding on Victor;

Now, Therefore, Be It Resolved, the Lansing City Council hereby authorizes a Three-Way-Stop at the intersection of Victor and Pattengill.

Adopted by the following vote:

Unanimously.

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City of Lansing:

Whereas, residents of Victor Avenue just west of Logan Street have requested additional traffic control devices in their area to reduce speeding on Victor;

Now, Therefore, Be It Resolved, the Lansing City Council hereby authorizes the changing of "YIELD" signs at the Victor/Marion intersection to "STOP" signs.

Adopted by the following vote:

Unanimously.

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City of Lansing:

Whereas, the Director of Building Safety and Development has determined that the building located at 925 West Washtenaw Street, legally described as Lot 6, Block 10, Bush, Butler & Sparrow's Addition, City of Lansing, Michigan, was an unsafe or dangerous building as defined in Section 9A-13 of the Lansing Uniform Housing Code and the Housing Law of Michigan; and

Whereas, a hearing was held by the Hearing Board on December 7, 1978, at which the Hearing Officers determined that said building was an unsafe or dangerous building and ordered the building demolished or otherwise made safe; and

Whereas, said Hearing Officers filed a report of their findings and order with the Lansing City Council, and have requested

the City Council to take appropriate action under the Housing Code and the Housing Law of Michigan; and

Whereas, the City Council scheduled and conducted a hearing on April 9, 1979, to review the findings and order of the Hearing Officers, and the owners were notified in writing of said hearing and had an opportunity to appear and show cause why said building should not be demolished or otherwise made safe;

Now, Therefore, Be It Resolved the Lansing City Council hereby approves the order of the Hearing Officers requiring the demolition or making safe of said building; and

Be It Further Resolved the owners are hereby directed to comply with the order of the City Council to either demolish or make safe the said building by meeting the following conditions: (1) The exterior of the structure shall be totally restored to a safe condition as directed by the Department of Building Safety and Development by June 1, 1980; and (2) the entire structure shall be made safe for occupancy not later than September 1, 1980; and

Be It Further Resolved that, should the owners fail to substantially comply with the order of the City Council for demolition or otherwise make safe under the conditions stipulated above, the Director of Building Safety and Development is hereby authorized to proceed with demolition of said building; and

Be It Further Resolved the cost of such demolition shall be a lien against the real property and shall be reported to the City Assessor who shall assess the same against the property upon which the building is presently located; and

Be It Finally Resolved the owner in whose name the property appears upon the last local tax assessment record shall be notified of the amount of such cost by first class mail at the address shown on the records; upon his failure to pay the same within thirty (30) days after mailing by the City Assessor of the notice of the amount thereof, the Assessor shall add the same to the next tax roll of the City of Lansing and the same shall be collected in the same manner in all respects as provided by law for the collection of taxes in the

Adopted by the following vote:

Unanimously.

City of Lansing.

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing does now hold title to a parcel of property legally described as Lot 53 Cedarbrook Subdivision, Parcel No. 3301-28-480-071 (523 E. Holmes Rd.); and

Whereas, the adjacent property owner on the north has offered to buy the said property for \$1,100.00 (One Thousand One Hundred Dollars); and

Whereas, the City of Lansing Planning Department has performed the Act 285 Review process and requested information from the various City departments as to possible interest in the subject property with a negative response; and

Whereas, the Planning Board has reviewed and discussed the subject property and has recommended that this property be offered to adjacent property owners at a nominal fee thereby reinstating the property to the tax rolls; and whereas the Building Maintenance and Property Management Division of the Administrative Services Department has concurred in that recommendation; now, therefore, be it

Resolved, that the above described property be sold by quit claim deed to the adjacent property owners, Kevin and Virginia Bell, and that the deed be subject to any and all easements required by the City, and that the deed be approved as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

P-3-80
Lancen Village South No. 3 Plat
Tentative Preliminary Approval

Whereas, the preliminary plat of Lancen Village South No. 3 located between Northrup and Miller Roads west of Cedar Street, has been submitted for tentative approval; and

Whereas, the Planning Board, pursuant to Act 285, Public Acts of 1931 as amended, has approved and recommends that City Council tentatively approve the preliminary plat subject to conditions; and

Whereas, the Physical Development Committee of City Council has reviewed the report of the Planning Board and concurs therewith;

Now, Therefore Be It Resolved that the Council of the City of Lansing ordains that the preliminary plat of Lancen Village South No. 3 Plat be given tentative approval subject to the following conditions:

- 1) That the final plat be developed with all public improvements as required by the Lansing Subdivision Regulations and the Michigan State Plat Act.
- 2) That all lots shall be graded so surface water will drain therefrom so as not to adversely affect adjacent properties.

3) That the developer utilize an underground electrical distribution system as specified in Section 37-33.1 of the Lansing Subdivision Regulations.

4) That the necessary easements be provided for the installation of utilities.

5) That all outstanding taxes be paid.

6) That hydrants be placed as indicated in the plan on file.

7) That the requirements of the Public Service Department be complied with.

8) That the following issues be resolved by the developer and resubmitted to the Planning Department for approval prior to issuance of this preliminary plat approval:

A. The discrepancies between the proposed plat boundaries and adjacent properties.

B. The proposed extension of Coulson Court be made to align with the existing segment of Coulson Court.

C. Several of the marked lot sizes actually measure differently when scaled. These should be rechecked by the developer and his engineer and altered where necessary.

9) That all of the provisions of the Traffic Engineer be complied with except the relocation of the east-west section of Claremore.

10) That this tentative approval of the preliminary plat will be in effect for a period of twelve months.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

P-2-80
Markland Plat
Tentative Preliminary Plat

Whereas, the preliminary plat of Markland Plat, located on Renee Street, south of Minwood, has been submitted for tentative approval; and

Whereas, the Planning Board, pursuant to ACT 285 of the Public Acts of 1931 as amended, has approved and recommends that City Council tentatively approve the preliminary plat subject to conditions; and

Whereas, the Physical Development Committee of City Council has reviewed the report of the Planning Board and concurs therewith;

Now, Therefore, Be It Resolved that the

Council of the City of Lansing ordains that the preliminary plat of Markland Plat be given tentative preliminary approval subject to the following conditions:

- 1) That the Final Plat be developed with all public improvements as required by the Lansing Subdivision Regulations and the Michigan State Plat Act.
- 2) That all lots be graded so surface water will drain therefrom so as not to adversely affect adjacent properties.
- 3) That the developer utilize an underground electrical distribution system as specified in Section 37-33.1 of the Lansing Subdivision Regulations.
- 4) That the necessary easements be provided for the installation of utilities.
- 5) That the taxes on parcel 3305-06-227-021 shall be paid.
- 6) That Outlot A as shown on the revised plan (drawn 4-15-80) be reserved for street purposes.
- 7) That Lot 5 as shown on the revised plan (4-15-80) be granted a variance of four (4) feet in width should Outlot A become a street.
- 8) That the requirements of all other agencies be complied with.
- 9) That this tentative approval of the preliminary plat is effective for a period of twelve (12) months.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

P-4-80
Markland Heights Plat
Tentative Preliminary Plat

Whereas, the preliminary plat of Markland Heights, located south of Midwood between Renee and Pleasant Grove Roads, has been submitted for tentative approval; and

Whereas, the Planning Board, pursuant to ACT 285, Public Acts of 1981, as amended, has approved and recommends that City Council tentatively approve the preliminary plat subject to conditions; and

Whereas, the Physical Development Committee of City Council reviewed the report of the Planning Board and concurs therewith;

Now, Therefore Be It Resolved that the Council of the City of Lansing ordains that the preliminary plat of Markland Heights be given tentative approval subject to the following conditions:

- 1) That the final plat be developed with all public improvements as required by the Lansing Subdivision Regulations and Michigan State Plat Act.
- 2) That all lots be graded so surface water will drain therefrom so as not to adversely affect adjacent properties.
- 3) That the necessary easements be provided for the installation of utilities.
- 4) That the developer utilize an underground electrical distribution system as specified in Section 37-33.1 of the Lansing Subdivision regulations.
- 5) That the requirements of all other public agencies be complied with.
- 6) That a variance be granted to allow lot depths of 95 feet instead of the required 100 feet.
- 7) That the developer redesign lots 15 and 16 so as to enlarge lot 17 to at least 6000 square feet of lot area.
- 8) That this tentative approval of the preliminary plat is effective for a period of twelve (12) months.

It should also be noted that there is a fifty (50) foot strip of residentially zoned land adjacent to the eastern boundary of this plat. The ultimate use of this property was discussed and the following two proposals came forth:

- 1) That the church to the east purchase the property and expand their parking area.
- 2) That the developer of this plat purchase the property and extend the rear yards of lots 8-16 in this proposed plat.

Adopted by the following vote:

Unanimously.

By PHYSICAL DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

LS-18-80

5419 Hughes Road

More particularly described as:

The south 52 feet of Lot 167, Maple Grove Farms No. 3, City of Lansing, Ingham County, Michigan.

Whereas Roy Markey has requested to divide off the above described property for the purpose of allowing a single family home to be developed on a 52 feet wide lot. The subdivision ordinance requires a minimum of 60 feet. In this case, an eight (8) foot variance is requested; and

Whereas the Planning Board, at their meeting of April 15, 1980, on a motion to

approve this request voted 4 to 4 and is, therefore, forwarding this request to the City Council without a recommendation; and

Whereas the Physical Development Committee of City Council, to whom was referred the report of the Planning Board, is recommending that the lot split be approved;

Now, Therefore, Be It Resolved that the Council of the City of Lansing approves of the request to create a 52 foot by 100 foot lot. Said lot is to be legally described as:

The south 52 feet of Lot 167, plat of Maple Grove Farms No. 3, City of Lansing, Ingham County, Michigan.

The applicant stipulates and understands that the lot split as granted by the City of Lansing does not necessarily mean that the applicant may proceed with the division of the property. The applicant further understands that there may be some private restrictions contained in his Deed for plat restrictions which may or may not be required with the Register of Deeds, which may run with the land. The applicant further understands that the City does not have the power or authority over these restrictions.

Adopted by the following vote:

Unanimously.

By PHYSICAL DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, the Committee on Physical Development has re-evaluated the installation of sanitary sewers on Cavanaugh Road between the railroad tracks and Aurelius Road, and

Whereas, installation of sewer service would have been impossible in 1972 as there was no available interceptor at that time,

Now, Therefore, Be It Resolved, by the City Council of the City of Lansing the Committee Report of August 27th ordering in this particular section of sewer at 1972 prices is now and here rescinded and declared void.

Adopted by the following vote:

Unanimously.

By PHYSICAL DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, the Committee on Physical Development has reviewed the installation of

a sanitary sewer on Cavanaugh Road between the railroad tracks and Aurelius Road to the east and

Whereas, the sewer was petitioned for as early as 1972, and

Whereas, the earliest possible installation time would have been the summer of 1976, and

Whereas, the residents of this section of Cavanaugh Road are entitled to some reduction in cost due to errors on the part of the city,

Now, Therefore, Be It Resolved, sanitary sewer service on Cavanaugh Road east from the railroad tracks to Aurelius is hereby ordered in, and

Be It Further Resolved, the residents of this section of Cavanaugh Road shall only be charged a rate consistent with 1975 sewer installation charges (benefit charge \$678.40 and stub-in charge of \$226.80) with the difference between 1975 and 1980 installation charges to be absorbed by the City.

Adopted by the following vote:

Unanimously.

ZONINGS

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-2-80 — 2727 West Holmes Rd.,

be re-zoned from "J" Parking and "B" One Family Residential Districts to "C" Two Family Residential and "A" One Family Residential Districts and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 19th day of May, 1980, at 7:00 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT I**By COMMITTEE ON PHYSICAL DEVELOPMENT—**

Resolved by the Mayor and City Council of the City of Lansing:

That it is hereby determined to be a public necessity to construct sanitary sewer in E. Cavanaugh Road from the outlet E. of the R.R. tracks to Aurelius Road, as ordered (see Council Resolution 4/28/80).

That the Department of Public Service be and hereby is directed to cause to be prepared so far as necessary, diagrams and plats of the whole of said district, and/or plans and specifications for such project, and is further directed to estimate in detail the cost of said project, and furnish said information to the Council.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT II**By COMMITTEE ON PHYSICAL DEVELOPMENT—**

Resolved by the City Council of the City of Lansing:

That the plans and specifications returned by the Department of Public Service in pursuance of the resolution of this Council:

Resolution date 1/21/80
P.S. No. 76101 Storm

Property Benefited: All lands fronting on Rolfe Street from Miller Road to the north end of street, excepting all public streets and alleys and other lands deemed not benefited;

Resolution date 3/10/80 (ordered)
P.S. No. 64111 Storm

Property Benefited: All lands fronting on Sidney Street from Reo Road to Jolly Road excepting all public streets and alleys and other lands deemed not benefited;

Resolution date 4/28/80 (ordered)
P.S. No. 67042 Sanitary

Property Benefited: All lands fronting on E. Cavanaugh Road from the outlet E. of the R.R. to Aurelius Road excepting all public streets and alleys and other lands deemed not benefited; be received, approved and placed on file.

The Engineer's estimated expense of said improvements are as follows (with the exception of Cavanaugh Rd. Sanitary sewer, see Council Resolution 4/28/80):

Project number P.S. 76101

Intersection and City Contribution

Storm	\$ 1,500.00*
Sanitary	39,317.60**
Stubs	2,258.80**
Sanitary Total	\$41,576.40**
Total Project Cost	\$43,076.40

Assessable to Property Owners

Storm	\$54,500.00
Sanitary	41,382.40
Stubs	2,268.00
Sanitary Total	\$48,650.40
Total Project Cost	\$98,150.40

Total Project Cost

Storm	\$56,000.00
Sanitary	80,700.00
Stubs	4,526.80
Sanitary Total	\$85,226.80
Project Grand Total	\$141,226.80

*City's portion Storm: 101-936-617-923

**City's portion Sanitary: 590-636-608-974

That the Purchasing Director be directed to advertise and let for bid the specifications for said projects as submitted by the Department of Public Service.

That the City Assessor be, and is directed, to make special assessment installment rolls, based upon bids to be received and other related costs of construction, and return same to the City Council, except as noted in Council Resolution 4/28/80.

All projects are a part of the Rolfe Street and Other Storm and Sanitary Sewer Contract, PS 76101.

I hereby certify that funds are available and encumbered for the City of Lansing's share of said project.

STEPHEN W. DUARTE,
City Controller.

Adopted by the following vote:

Unanimously.

By WAYS AND MEANS COMMITTEE—

Resolved by the City Council of the City of Lansing:

That the following transfers be made:

\$22,630.00 Fund Balance—Act 51 Major St.
Fund
A/C 202-000-000-390

\$22,630.00 to Trunkline Improvements
A/C 202-453-612-974

\$ 5,340.00 from Vehicles & Misc.
Equipment—Public Service Dept.
A/C 640-970-000-985

\$ 5,340.00 to Traffic Operations—
Equipment Maintenance
A/C 640-969-000-933

\$ 2,610.00 from General Salaries
A/C 585-536-000-702

\$ 2,610.00 to Wages—Temp. Help—
Public Service
A/C 585-536-000-707

\$ 770.00 from Operating Supplies—
Violations Bureau
A/C 585-548-000-740

\$ 770.00 to Operating System—
S. Capitol Ramp—
Public Service
A/C 585-571-452-740

I hereby certify that this is a properly
drawn and eligible transfer.

JAN LAZAR,
Budget Director.

Approved:

JACK D. GUNTHER,
TERRY J. McKANE,
Ways and Means Committee.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City
of Lansing:

That the following transfer be made:

\$100,000.00 from Retained Earnings—
Parking System Receiving Fund
A/C 585-000-000-395

\$52,000.00 to Equipment—Lots No.
25, 26, 27/100-300 S.
Washington
A/C 585-570-425-977

48,000.00 to Equipment—Ramp No.
2/320 S. Capitol
A/C 585-571-452-977

I hereby certify that this is a properly
drawn and eligible transfer.

JAN LAZAR,
Budget Director.

Approved:

LOUIS F. ADADO,
JACK D. GUNTHER,
LUCILE E. BELEN,
JAMES D. BLAIR,
TERRY J. McKANE,
SIDNEY P. WORTHINGTON,
Committee of the Whole.

Adopted by the following vote:

Unanimously.

By COUNCILMAN McKANE—

Resolved by the City Council of the City
of Lansing:

That Councilman Brenke be excused from
the session.

Carried.

REMARKS FROM THE MAYOR

No remarks.

REMARKS BY THE CITY COUNCIL

By COUNCILMAN McKANE—

Resolved by the City Council of the City
of Lansing:

That the rules of the Council be waived
for the purpose of presenting items that are
not listed on the agenda.

Carried.

Resolved by the City Council of the City
of Lansing:

By COUNCILMAN McKANE—

Whereas, the Rules of Procedure for the
Ethics Board have been placed on the agenda
in accordance with Article V, Chapter
1, Section 5-105.8 of the Lansing City Charter
for Council consideration; and

Whereas, the same section of the Lansing
City Charter states that rules of procedure
shall be effective at the conclusion of the
meeting at which they are received unless
otherwise directed by Council; and

Whereas, it is the desire of the Lansing
City Council that the rules of procedure of
the Board of Ethics be referred to the Committee
on General Services for its review
and recommendation as to Council approval;
now, therefore, be it

Resolved, that the rules of procedure of
the Ethics Board be referred to the Committee
on General Services for its review
and recommendation; and be it further

Resolved that said rules of procedure shall
not become effective at the conclusion of
this Council meeting.

Adopted by the following vote:

Unanimously.

By COUNCILMAN GUNTHER—

Resolved by the City Council of the City of Lansing:

That the City Clerk be and she is hereby directed to publish a notice of a Public Hearing on the 1980-1981 budget to be held on Monday, May 12, 1980, at 7:00 p.m. in the City Council Chambers.

Adopted by the following vote:

Unanimously.

By COUNCILMAN BLAIR—

That this meeting stand adjourned.

Carried.

Council adjourned at 8:50 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

April 28, 1980

F/B

CITY CLERK'S OFFICE

**Room 921, City Hall
Lansing, Michigan 48933**

Address Correction Requested

BULK RATE

**U. S. POSTAGE
PAID**

**Permit No. 1461
Lansing, Michigan**

295

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, May 5, 1980

CITY COUNCIL ROOMS

Lansing, Michigan

May 5, 1980

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by President Adado.

Present: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Gunther.

Pledge of Allegiance was led by Councilman Worthington.

**THE PUBLIC MAY NOW ADDRESS
THE CITY COUNCIL ON NON-AGENDA
ITEMS; YOU MAY SPEAK ONLY FOR
3 MINUTES ON ANY ONE ITEM.**

Bruce Kozlowski, 1527 W. Ionia St., spoke relative his appointment to Board of Water and Light and withdraw his appointment.

Mertie Graham spoke relative resolution on Beurman Marshall to come under suspension of rules.

Wilma Amy spoke.

Wm. Smith, 1301 W. Hillsdale St., spoke relative salary increases for city administration.

By COUNCILMAN BLAIR—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived for the purpose of Mrs. Graham answering any questions on the resolution for Beurman-Marshall.

Carried.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses.

MECHANICAL AMUSEMENT DEVICE—

Anthony's Big Cone; Clara's; Colonial Bar; Rocky's; Coscarelli Restaurant and Lounge; Joe Covello's; Eagle Hall; Front Office; Green Door; Holiday Lounge; Holiday Lanes; Irish Pub; Lansing Recreation Bowling and Lounge; Steve's Lounge; Metro Bowl; Pro Bowl West; Riverview Tavern; Round Table; Sholty's Bar; Sir Pizza, 2417 E. Kalamazoo; Sir Pizza, 1101 W. Willow; Starr's Black and Tan; Tommy's Bar; Stober's Cocktails; Westlawn Lanes; Trammpps Disco; Pappy's Pizza; Front Page; Milo's Taverna; Velvet Rail; Frenchie's Bar; Regal 8 Inns; Casa Nova Go Go Pizza; Silver Dollar Saloon.

THEATRES —

Spartan Twin West Theatre, Spartan Twin East Theatre.

CABARET —

Mustang Bar; Spartan Lanes, Inc.; Red Rail, Inc.; Joe Covellos; Celentino's; Colonial Bar, Inc.; Long's Restaurant; Silver Dollar Saloon; Metro-Bowl, Inc.; Driftwood.

BOWLING ALLEY —

Metro Bowl, Inc.; Spartan Lanes, Inc.; Holiday Lanes; Pro-Bowl, Inc.

WRECKERS (Automobile) —

Rhynards Truck Sales, Inc.; Campus Standard; Bill's Heavy Duty Wrecker; Kessler's Service; Capital Transmission; Bill Hill's Standard.

PUBLIC DRIVERS —

Duane H. Ancel, Thomas F. Anderson, Susan Marie Basing, Lee A. Berger, Steven W. Boughner, Terrence Lee Collins, Roland E. Crawley, David Lee Devries, Frederick Hicks, Harrison J. Holey, Ricky Lee Holland, Robert D. Kirby, Donald H. Lass, Bernard T. McCashen, David Wayne Miller, Steve John Nehf, John D. Tellier, Stephen L. Williams, George T. Yeager.

SIGN ERECTOR —

Gordon Love, dba Action Signs; Brooke Advertising; Johnson Sign Co.

BUILDING MOVER —

Dale Williams.

RELIGIOUS SOLICITATION PERMIT —

Pan-African Orthodox Christian Church.

AUCTIONEER —

Tom Nagy, Robert Carey.

SECOND HAND STORE —

Dicker & Deal, Pages Economy Store.

HEALTH CLUB —

Oak Park Village.

Referred to Committee on General Services.

Claim filed by William J. Hafner for damage to automobile due to being hit by a City Vehicle.

Referred to Mayor, City Attorney.

Petition filed for rezoning:

Z-19-80 —

Lots 181 and 182 of Ideal Homesites, City of Lansing, Ingham County, Michigan, from "A" One Family Residential District to "C" Two Family Residential District—(3135 N. Turner St.).

Referred to Mayor, Planning Board.

Letters from the Michigan Municipal League relative:

Submitting notice of annual convention to be held in Kalamazoo, Michigan, on October 8-10, 1980.

Referred to Mayor, all Council Members and Department Heads.

Submitting copy of the Summary of Michigan's Transportation Needs for 1977-1989 for your use.

Received and placed on file with copy to Planning Department Transportation Division.

Letter from the 54-A District Court in regard to proposed sixth Judgeship for Lansing District Court.

Referred to Committee of the Whole.

Letter from the A. Philip Randolph Institute in regard to the Black Cultural Festival to be held at the Riverfront Park on June 14, 1980.

Referred to Mayor, Committee on General Services.

Letter from Clarence H. Zucker in regard to the Foster Care licensing of his residence at 1211 Hillgate Way.

Referred to Committee on Physical Development.

Letter from the Lansing Metropolitan Development Authority in regard to the operation of the Authority.

Referred to Mayor.

Letters from Steadman & Pierson, Inc., requesting Final Preliminary approval on plats of:

Markland Subdivision;

Markland Heights Subdivision.

Referred to Mayor, Planning Board, Committee on Physical Development.

Letters from the Roary Corporation relative:

Requesting the release of Security Deposits for Public Improvements on Bemark No. 1 and 2 Subdivisions.

Requesting the release of cash deposit for the Soil Erosion permit for Denali Park Subdivision.

Referred to Mayor, Committee on Ways and Means.

Letter from Wilma Amy asking for help for relocation due to the redevelopment in her area.

Referred to Mayor.

Letters in regard to non-appointment of Marvin Ray to the Board of Water and Light from:

Greater Lansing Urban League, Inc.

Lansing Branch of the NAACP.

Referred to Mayor.

Letters from the State of Michigan, Department of Natural Resources, in regard to construction within the Flood Plain Area by:

Mr. Robert Pathfinder, 3026 Aurelius Rd. (construction of a single family home).

Willia L. Cogut, 2025 Sunnyside Avenue (construction of a garage).

Received and placed on file.

Letter from Consumers Power Co. in regard to public hearing to be held on monthly billings.

Received and placed on file.

Request for special 45-hour liquor permit for the Cristo Rey Community Center — May 10-11, 1980 — Marshall St. Armory.

Referred to Committee on General Services.

MAYOR'S EXECUTIVE ASSISTANT COMMENTS ON ANY ITEM ON THE AGENDA:

No comment.

**THE PUBLIC MAY NOW ADDRESS
THE CITY COUNCIL ON ANY OF
THE FOLLOWING ITEMS LISTED
ON THE AGENDA: COMMUNICA-
TIONS AND PETITIONS, COMMIT-
TEE REPORTS, REPORTS OF CITY
OFFICERS AND BOARDS, AND RES-
OLUTIONS. YOU MAY SPEAK
ONLY FOR 3 MINUTES ON ANY
ONE ITEM.**

Charles H. Mitchner spoke relative letter 12a under communications relative Marvin Ray.

Dr. Jackson, 2613 Montego Dr., representing NAACP, spoke relative appointment of Marvin Ray.

W. H. Smith, 1301 W. Hillsdale, spoke relative appointment of Marvin Ray.

Rev. E. C. Hawkins, 925 W. Main St., spoke relative appointment of Marvin Ray.

Ellen Moore, 210 N. Logan St., spoke relative curbside trash pick up, speaking for Landlord's Association.

REPORTS OF COMMITTEES

The COMMITTEE ON GENERAL SERVICES approves the following applications and bonds for licenses:

MECHANICAL AMUSEMENT DEVICE—

Anthony's Big Cone; Clara's; Colonial Bar; Rocky's; Coscarelli Restaurant and Lounge; Joe Covello's; Eagle Hall; Front Office; Green Door; Holiday Lounge; Holiday Lanes; Irish Pub; Lansing Recreation Bowling and Lounge; Steve's Lounge; Metro Bowl; Pro Bowl West; Riverview Tavern; Round Table; Sholy's Bar; Sir Pizza, 2417 E. Kalamazoo; Sir Pizza, 1101 W. Willow; Starr's Black and Tan; Tommy's Bar; Stober's Cocktails; Westlawn Lanes; Trammpps Disco; Pappy's Pizza; Front Page; Milo's Taverna; Velvet Rail; Frenchie's Bar; Regal 8 Inns; Casa Nova Go Go Pizza; Silver Dollar Saloon.

THEATRES —

Spartan Twin West Theatre, Spartan Twin East Theatre,

CABARET —

Mustang Bar; Spartan Lanes, Inc.; Red Rail, Inc.; Joe Covellos; Celentino's; Colonial Bar, Inc.; Long's Restaurant; Silver Dollar Saloon; Metro-Bowl, Inc.; Driftwood.

BOWLING ALLEY —

Metro Bowl, Inc.; Spartan Lanes, Inc.; Holiday Lanes; Pro-Bowl, Inc.

WRECKERS (Automobile) —

Rhynards Truck Sales, Inc.; Campus Standard; Bill's Heavy Duty Wrecker; Kessler's Service; Capital Transmission; Bill Hill's Standard.

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Duane H. Ancel, Thomas F. Anderson, Susan Marie Basing, Lee A. Berger, Steven W. Boughner, Terrence Lee Collins, Roland E. Crawley, David Lee Devries, Frederick Hicks, Harrison J. Hole, Ricky Lee Holland, Robert D. Kirby, Donald H. Lass, Bernard T. McCashen, David Wayne Miller, Steve John Nehf, John D. Tellier, Stephen L. Williams, George T. Yeager.

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Dale Williams.

RELIGIOUS SOLICITATION PERMIT —

Pan-African Orthodox Christian Church.

AUCTIONEER —

Tom Nagy, Robert Carey.

SECOND HAND STORE —

Dicker & Deal, Pages Economy Store.

HEALTH CLUB —

Oak Park Village.

Signed:

WILLIAM A. BRENKE,
TERRY J. McKANE,
LOUIS F. ADADO,
Committee on General Services.

By COUNCILMAN BRENKE—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PUBLIC PROPERTIES AND SAFETY, to whom was re-

ferred the request by Jean Chambers for a waiver of sidewalk requirement from Lot 225, Sunset Hills No. 9 Subdivision, reports as follows:

The Committee concurs with the Mayor and Director of Public Service that said sidewalk construction is necessary to complete the Tecumseh River Drive sidewalk from Westbury Road to Byrnes Road, and recommends that the requested waiver be denied.

Signed:

PATRICK LINDEMANN,
SIDNEY P. WORTHINGTON,
JAMES D. BLAIR,
Committee on Public
Properties and Safety.

By COUNCILMAN LINDEMANN—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred the rezoning petition Z-4-80 for property at 5800-5812 S. Cedar St., from "A" One Family Residential District to "G-2" Wholesale District, reports as follows:

That said rezoning be approved.

Signed:

SIDNEY P. WORTHINGTON,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Physical
Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred the rezoning petition Z-5-80 for property at 221-223 North Pine Street from "D" Apartment District to "D-1" Professional Office District, reports as follows:

That said rezoning be approved.

Signed:

SIDNEY P. WORTHINGTON,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Physical
Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred the rezoning petition Z-6-80 for property at 727 East Miller Rd., from "A" One Family Residence District to "F" Commercial District, reports as follows:

That said rezoning be approved.

Signed:

SIDNEY P. WORTHINGTON,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Physical
Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred the rezoning petition Z-8-80 for property at 7000 S. Cedar Street, from "A" One Family Residential District to "F" Commercial District, reports as follows:

That said rezoning be approved.

Signed:

LUCILE BELEN,
SIDNEY P. WORTHINGTON,
WILLIAM A. BRENKE,
Committee on Physical
Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred the rezoning petition Z-9-80 for property at 2309 and 2319 S. Cedar Street, from "B" One Family Residential and "D" Apartment Districts to "D-1" Professional Office District, reports as follows:

That said rezoning be approved.

Signed:

SIDNEY P. WORTHINGTON,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Physical
Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

April 28, 1980

Honorable Mayor and Members
of the Lansing City Council

Re: Claim of Gordin A. Curtin in the
amount of \$218.94

Dear Mayor and Council:

Claimant alleged that on April 9, 1980 at 1:15 p.m. in the afternoon while traveling northbound in heavy traffic in the right lane of Aurelius Road north of Cavanaugh his vehicle hit a chuckhole approximately three feet long in front of Keep's Store causing the two front tires to go flat and the two rims to bend. Claimant submitted a repair bill in the amount of \$218.94. Although claimant has insurance, it has a \$250.00 deductible and will not cover the repair bill. Therefore, he seeks reimbursement in the amount of \$218.94.

Mr. Howard G. McCaffery of the Public Service Department of the City of Lansing informed this office that his Department received a call at 12:45 p.m. on April 9, 1980 reporting a chuckhole on Aurelius Road north of Cavanaugh, and a crew was sent out and filled the chuckhole. However, that Department had no other calls reporting chuckholes on Aurelius Road prior to that time.

MCL 691.1402; MSA 3.996(102) provides in pertinent part:

"Each governmental agency having jurisdiction over any highway shall maintain the highway in reasonable repair so that it is reasonably safe and convenient for public travel. Any person sustaining bodily injury or damage to his property by reason of failure of any governmental agency to keep any highway under its jurisdiction in reasonable repair and in condition reasonably safe and fit for travel, may recover the damages suffered by him from such governmental agency.

MCL 691.1403; MSA 3.996(103) provides in part:

"No governmental agency is liable for

injuries or damages caused by defective highways unless the governmental agency knew, or in the exercise of reasonable diligence should have known, of the existence of the defect and had a reasonable time to repair the defect before the injury took place."

Based on the foregoing statutory provisions and the facts presented by this claim, it is apparent that the City of Lansing knew of the existence of the chuckhole at 12:45 p.m. on April 9, 1980, however, it is also apparent that the alleged incident occurred at 1:15 p.m. on April 9, 1980 in the afternoon, therefore, the City had no reasonable time to repair the defect before the alleged incident occurred. Therefore, it is the recommendation of this office that the claim be denied on the basis of governmental immunity.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN WORTHINGTON—

That we concur in the recommendation of the City Attorney and said claim be denied.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Blair, Gunther, Lindemann, McKane, Worthington—7.

Nay: Councilman Brenke—1.

April 28, 1980

Honorable Mayor and Members
of the Lansing City Council

Re: Claim of Lincoln M. Moore in the
amount of \$600

Dear Mayor and Council:

Claimant alleged that sometime between January 13th and 19th, 1980, in the afternoon while traveling northbound on Aurelius Road between Jolly and Mt. Hope in the left lane his automobile hit several chuckholes which upon impact broke its upper support housing for the left front shock and ball joint. The claimant submitted two estimates for repairs for his vehicle and the estimates stated that the cost of repairs exceeded the value of the vehicle due to age and the rusty condition of the body of the vehicle. Claimant therefore obtained two estimates for the replacement cost for his 1973 Datsun, 1200 Series, and the lowest estimate was \$600.00. Therefore, he seeks reimbursement in the amount of \$600.00 for the damage.

Mr. Howard G. McCaffery of the Public Service Department of the City of Lansing informed this office that although his Department received one call on February 27, 1980 reporting chuckholes on Aurelius Road between Mt. Hope and Cavanaugh which were filled, Departmental records reveal no

calls were received during the dates mentioned by the claimant.

MCLA 691.1402; MSA 3.996(102) provides in pertinent part:

"Each governmental agency having jurisdiction over any highway shall maintain the highway in reasonable repair so that it is reasonably safe and convenient for public travel. Any person sustaining bodily injury or damage to his property by reason of failure of any governmental agency to keep any highway under its jurisdiction in reasonable repair and in condition reasonably safe and fit for travel, may recover the damages suffered by him from such governmental agency."

MCLA 691.1403; MSA 3.996(103) provides in part:

"No governmental agency is liable for injuries or damages caused by defective highways unless the governmental agency knew, or in the exercise of reasonable diligence should have known, of the existence of the defect and had a reasonable time to repair the defect before the injury took place."

Based upon the foregoing statutory provisions and the facts presented by this claim, it is apparent that the City of Lansing had no knowledge of the existence of the chuckholes during the above dates mentioned by claimant. Therefore, it is the recommendation of this office that the claim be denied on the basis of governmental immunity.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BELEN—

That we concur in the recommendation of the City Attorney and said claim be denied.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Blair, Gunther, Lindemann, McKane, Worthington—7.

Nay: Councilman Brenke—1.

May 1, 1980

Honorable Mayor and Members
of the Lansing City Council

Re: Claim of Richard Premo in the
amount of \$229.32

Dear Mayor and Council:

This matter was referred to this office for additional investigation and a possible reevaluation of the earlier recommendation by this office that this claim be denied. A copy of that letter is attached hereto.

Additional investigation by the Public Service Department confirms that the first complaint they received of any defect on West Dunlap was when this claimant reported the damage he incurred on December 26, 1979. However, additional investigation by the Public Service Department does indicate that three separate utility cuts had been made across the entire width of West Dunlap in the 900 block prior to the date that claimant incurred his damage. Those utility cuts were made by the Public Service Department, the Board of Water and Light, and Consumers Power Company. The utility cuts were filled with a temporary patching material and last inspected on December 13, 1979, before being permanently blacktopped on January 4, 1980. The Public Service Department speculates that the temporary patching settled between the date of their final inspection December 13, 1979, and the date of claimant's incident on December 26, 1979.

Based on the absence of prior notice to the Public Service Department of any defect between the date of their final inspection and the date of this incident, it remains the recommendation of this office that the claim be denied on the basis of governmental immunity.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BLAIR—

That we concur in the recommendation of the City Attorney.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, Worthington—7.

Nay: Councilman McKane—1.

May 1, 1980

President Louis Adado and
Members of the Lansing City Council

Re: Retention of Special Labor Counsel
for the City of Lansing

Dear President Adado
and Council Members:

As you know, in recent years the City of Lansing has been represented by the law firm of Miller, Johnson, Snell & Cumiskey in connection with its collective bargaining agreements and labor problems. As the City's current collective bargaining agreements expire on June 30th of this year and because the City has already received requests to open negotiations for new contracts to take effect thereafter, it is again necessary for the City of Lansing to obtain labor counsel to assist in the formulation and administration of the new collective bargaining agreements. I therefore request

that you approve the retainer of the law firm of Miller, Johnson, Snell & Cumiskey to continue its representation of the City of Lansing as special labor counsel for the purpose of assisting in the negotiation, interpretation and ongoing administration of the City's collective bargaining agreements for the period immediately following the expiration of the City's existing collective bargaining agreements on June 30, 1980.

My recommendation to approve the continuation of Miller, Johnson, Snell & Cumiskey's representation of the City of Lansing as special labor counsel is based upon the past performance of that firm, its excellent ability and expertise in the labor field, the inherent advantage of being represented by attorneys who are familiar with the City's ongoing labor affairs and the inability of my Department at the present time to supply effective representation for the City of Lansing in the very specialized filed of labor law. The Miller, Johnson law firm is a relatively large firm with a number of attorneys specializing in the area of labor law. The firm's labor law practice is state-wide in its scope and encompasses the representation of a number of municipalities and private entities. Based both upon the firm's reputation and upon my personal experiences in dealing with the firm and its attorneys, it is my opinion that the firm has and will continue to provide the City of Lansing with unparalleled representation as special labor counsel and that City Council's approval of the continuation of the City's relationship with the firm is well justified.

Mr. James Stokes, a partner in the law firm, has confirmed that Miller, Johnson, Snell & Cumiskey is willing to continue its representation of the City with its billing for such representation to be on an hourly basis for services rendered plus reimbursement of all disbursements incurred by them on our behalf. The hourly rates for such representation range from \$45 to \$90 depending upon the relative experience and expertise of the attorneys involved. Consistent with the policies and desires of the City Council, the firm will provide an itemized monthly statement of all services rendered to insure that billings remain within budget allocations.

Because of the necessity that the City of Lansing expeditiously fulfill its commitments to bargain with its employees' representatives and establish mutually acceptable and beneficial collective bargaining agreements to replace those which will expire, I urge that you take speedy action on this matter. If you have any questions, whatsoever, regarding this matter please feel free to contact me. Thank you for your consideration.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

Referred to Committee of the Whole.

May 2, 1980

President Adado and Members
of the Lansing City Council

Re: Redemption of liability in a Workers
Compensation Disability matter en-
titled James Alexander v City of
Lansing

Dear President Adado
and Councilmembers:

In accordance with Article 4, Chapter 3,
Section 4-304.7 of the Lansing City Charter,
this office hereby requests your authoriza-
tion to settle the above captioned matter by
redeeming the City's liability for the sum
of \$3,750.00.

On or about December 13, 1978, Mr.
Alexander was stung by a bee while work-
ing at the Potter Park Zoo while employed
by the City of Lansing. Mr. Alexander
suffered a physical reaction and was off
work on doctor's orders for three days. Al-
though Dr. Silva authorized Mr. Alexander
to return to work after three days, Mr.
Alexander maintained that he continued to
suffer from the bee sting, both physically
and emotionally. Mr. Alexander did return
to work for the City of Lansing for a brief
period of time in January, 1979, but was
subsequently terminated by the City in late
January, 1979 for failure to report to duty.
Mr. Alexander through his attorney later
filed a petition for disability benefits with
the Workers Compensation Bureau alleging
that Mr. Alexander sustained physical and
emotional disabilities as a result of the bee
sting and further alleging emotional im-
pairments as a result of an unjust or un-
lawful discharge.

Mr. Alexander was examined by the
City's doctor by two other doctors with
respect to physical and emotional problems
suffered as a result of the alleged traumas.
One doctor from Health Central indicated
that Mr. Alexander sustained an emotional
injury for a period of four months as a
result of the bee sting and another doctor
suggested that he sustained an emotional
injury as a result of his employment for a
period of time as well. Under the law of
Workers Disability Compensation, a claim-
ant is entitled to compensation benefits for
emotional injuries provided the claimant
honestly perceives that his mental condition
was caused, aggravated or accelerated by a
physical trauma experienced at work. In
this situation it is relatively certain that
Mr. Alexander would have been awarded
benefits for a minimum of four months had
the City litigated his case. Consequently
Mr. Alexander, assuming he would have
been successful at trial, would have been
entitled to a minimum of approximately
\$2,100.00 and if given an open award,
would be entitled to accumulated benefits
of approximately \$9,800.00 plus continuing
weekly benefits.

In view of the difficulties attendant de-
fense of Workers Disability Compensation
matters, especially where psychiatric im-
pairment is alleged and medically docu-
mented for a period of time, this office

entered into negotiations with plaintiff's at-
torney. A tentative agreement was reached
to redeem the City of Lansing's liability for
the sum of \$3,750.00 which would effective-
ly terminate Mr. Alexander's future rights
under the Workers Disability Compensation
Act against the City of Lansing for any
benefits, medical services or vocational re-
habilitative services whatsoever.

In view of the foregoing, it is the re-
commendation of this office that City Coun-
cil approve the redemption of liability for
the sum of \$3,750.00.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN GUNTHER—

That we concur in the recommendation of
the City Attorney and the Council approve
the redemption of liability for the sum of
\$3,750.00.

Carried.

May 1, 1980

President Leouis Adado and
Members of the City Council

10th Floor, City Hall

Lansing, Michigan 48933

Gentlemen:

Attached please find copies of letters I
received from Governor William G. Milliken
and Roderick T. MacGillis, Assistant At-
torney General relative to the Charter
amendment, Prohibition against fluoride in
water supply.

Sincerely,

THEO FULTON,
City Clerk.

Referred to City Attorney, Committee of
the Whole.

April 24, 1980

President Adado and Members

Lansing City Council

Gentlemen:

Attached is an application for a parade
permit from the C.A.C.S. — Head Start
which has been approved by all the neces-
sary departments. This parade is sched-
uled for 11:30 on Thursday, May 15, 1980.

Our personnel estimate this parade will
cost the City a total of \$212.38 which repre-
sents one Sergeant, five Officers and six
vehicles for two hours.

This is being sent for your final determination.

Respectfully yours,

RICHARD A. GLEASON,
Chief of Police.

By COUNCILMAN LINDEMANN—

That we concur in the recommendation of the Chief of Police and said parade permit be approved.

Carried.

April 30, 1980

The Honorable Mayor and City Council
of the City of Lansing, Michigan

Gentlemen:

Submitted herewith are the Financial Statements of the City funds at March 31, 1980 showing the relationship between the estimated and actual revenues of the City's funds at that date.

This report, together with the Budget Status Report, provides the Mayor and City Council with required data relating to the financial condition of the City, exclusive of operations of the Board of Water and Light.

Respectfully submitted,

JAMES W. DOWSETT,
Finance Director,

STEPHEN W. DUARTE,
City Controller.

Referred to Committee on Ways and Means.

DATE: 4/28/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from Richard Zimmerman. Re: Resignation from Economic Development Corporation Board of Directors.

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

DATE: 4/30/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Building Safety and

Development Director. Re: Trash Removal Assessment.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

By COUNCILMAN LINDEMANN—

That said trash removal assessment be approved and placed on the December Tax Roll.

Carried.

DATE: 4/30/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Building Safety and Development Director. Re: Demolition of Vacant Structure.

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 4/30/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Administrative Review Commission. Re: Lease between the City and Capital Area Community Services, Inc., for premises located at 640 Maple Hill Avenue (Maple Hill School).

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

April 24, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

On several occasions during 1979, a proposed ordinance was referred to City Council with my support to prohibit vehicular

traffic on the North Washington Mall. This traffic is of some hazard to pedestrians but is most particularly damaging to the surface of the Mall itself. Neither the concrete nor the paving bricks were constructed to accommodate vehicular traffic. Lack of enforcement capabilities by the City has caused this problem to get worse in recent years. Unfortunately the Mall surface has substantially deteriorated from its original construction.

Apparently this matter was not carried forward by the previous committee chairmen of the Physical Development and Public Properties and Safety Committees. Therefore, I wish to bring this to your attention again with my support for your action.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development and Committee on Public Property and Safety.

April 23, 1980

Honorable Council President Louis F. Adado and Members of Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

Attached please find a copy of a City Council resolution from last year requiring Community Development Block Grant advertisements to be placed in the Lansing Star as well as in the State Journal.

This procedure has been temporarily stopped due to the Star's delinquency for withholding tax from the City Income Tax Department. City Council was previously advised to that effect. I have now been informed that the Star has corrected this delinquency.

In the previous twelve months the City has spent \$342.06 under a blanket purchase order to the Star for insertion of Community Development Block Grant hearing notices. This is in addition to funds spent with the State Journal. However, the advertisements with the Star are above and beyond Federal requirements which call for ads to be in a newspaper "of general circulation." I cannot recommend that this duplication of advertisements continue; even though the cost is small, the Community Development Block Grant cannot afford such extra costs.

Therefore, I would recommend that City Council rescind this resolution. Rescinding this action would not eliminate all Star advertising. The Star has been used by the Parks Department, Redevelopment Division, and Women's Bureau in the past year for special one-time advertisements. The large-

est cost has been in the duplicative area of Community Development Block Grant notifications. I will await your policy decision prior to taking any further action.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

April 22, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

Pursuant to Section 3-402.4 of the City Charter, the Internal Auditor submitted to this office his analysis of financial position for Fiscal Year 1979. I have asked the City Controller to review this analysis and to make any appropriate comments. Attached please find a copy of the City Controller's formal written response.

Since the Internal Auditor did not indicate any material problems, I assume this an adequate response and resolution of this matter. However, if the City Council has any additional questions on this subject, the City Controller, Mr. Stephen W. Duarte, will be available to discuss them with you.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole, Internal Auditor.

May 1, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

In accordance with Ordinance No. 557 adopted by you on January 21, 1980 which provides for the establishment, composition, and terms of office of the NDA No. 1 Citizens' District Council and for the election and appointment of members of the Citizens' District Council No. 1 (Westside), I am submitting to you for your consideration and confirmation the following names to serve on said Council as representatives in the Neighborhood Development Area and Citizens' District Council Area as indicated. Expiration dates for individual appointee terms is also indicated.

Name/Address	Term— Date of Expiration
Neighborhood Development Area	
1. Tom Cathey 115 S. Jenison	May 5, 1983
2. Stan Kasuda 216 Huron	May 5, 1982
3. Abdul Bari-Ansari 500 S. Jenison	May 5, 1981

Citizens' District Council Area

1. Jeanne Baugh 1515 W. Lenawee	May 5, 1982
2. Kathy Madden 421 West	May 5, 1981

This now completes the appointments to Citizens' District Council No. 1 which includes the Neighborhood Development Area and Citizens' District Council Area.

Trusting this meets your approval, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

May 1, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

In accordance with Ordinance 558 adopted by you on January 21, 1980 which provides for the establishment, composition, and terms of office of the NDA No. 2 Citizens' District Council and for the election and appointment of members of the Citizen's District Council No. 2 (Eastside). I am submitting to you for your consideration and confirmation the following names to serve on said Council as representatives in the Neighborhood Development Area and Citizens' District Council Area as indicated. Expiration dates for individual appointee terms is also indicated.

Name/Address	Term— Date of Expiration
Neighborhood Development Area	
1. Theodore Lockett 1208 Bensch	May 5, 1983
2. Paul Thielke 1141 McCullough	May 5, 1982
3. Pat Sabrosky 3320 Parkview— owns 1029 Bensch	May 5, 1981

Citizens' District Council Area

1. Jerry Lawler 122 Horton—Representing Eastside Neighborhood Organization	May 5, 1982
2. Robert Smith 1029 Morgan	May 5, 1981

This now completes the appointments to the Citizens' District Council No. 2 which includes the Neighborhood Development Area and Citizens' District Council Area.

Trusting this meets your approval, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

May 1, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

In accordance with Ordinance 559 adopted by you on January 21, 1980 which provides for the establishment, composition and terms of office of the NDA No. 3 Citizens' District Council and for the election and appointment of members of the Citizens' District Council No. 3 (Northside), I am submitting to you for your consideration and confirmation the following names to serve on said Council as representatives in the Neighborhood Development Area and Citizens' District Council Area as indicated. Expiration dates for individual appointee terms is also indicated.

Name/Address	Term— Date of Expiration
Neighborhood Development Area	
1. Robert Brundage 6365 Reynolds—Manager of Physical Development, Motor Wheel Corp., Haslett	May 5, 1983
2. Kip Chekley 812 W. Lenawee—North Lansing Community Association	May 5, 1982
3. Mario Gonzales 1372 E. Grand River— Cristo Rey	May 5, 1981
Citizens' District Council Area	
1. Trudy Brown 942 E. Grand River	May 5, 1982

2. Agnes Ziegler
1806 High St.

May 5, 1981

This now completes the appointments to the Citizens' District Council No. 3 which includes the Neighborhood Development Area and Citizens' District Council Area.

Trusting this meets your approval, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

May 1, 1980

Council President Adado and
Council Members

10th Floor, City Hall

Lansing, Michigan 48933

Honorable Council President Adado
and Council Members:

As you are aware, the City has been attempting to resolve several issues pertaining to possible landfill sites for City use. After numerous meetings with staff and with the operators and proposed operators of landfill sites, I recommend that the City Council act to approve a Special Use Permit for the Metropolitan Recycling and Landfill Corporation to commence development of a landfill off Wood Street at Coleman Road as soon as they can obtain the necessary Department of Natural Resources permits. The City can obtain access to this site from Wood Street which would eliminate the potential problems of such traffic on Coleman Road. I also recommend that the rezoning request for the site be given favorable consideration.

Although there has been some opposition to this rezoning and Special Use Permit, the ultimate development of the site appears necessary to provide an economical solution to the City's immediate solid waste disposal needs. While a lawsuit by opponents of the site rezoning may well be expected, I am advised by our attorneys that the City's position in such a suit will be favorable and that the City will also be susceptible to legal action if it continues to refuse to act upon the rezoning and Special Use Permits.

Although there have been several proposals made on use and cost of landfills, the City cannot and should not agree to proposals which may create undue legal liability for the City and which may impose an unwarranted economic burden on our citizens. We must carefully note the long range implications of proposals made by individuals in the private sector who, of course, are most concerned with their own interests. We must protect the City's interest for the benefit of all our citizenry.

I request that you act on the Special Use

Permit and rezoning request promptly. The staff that has been working on this issue is available to work with you and provide information as needed.

Yours truly,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 5/1/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director.
Re: Soderberg Brothers request for easement adjacent to 501 N. Clemens St.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

RESOLUTIONS

By COMMITTEE ON ECONOMIC DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

Resolved by the City Council of the City of Lansing that Mr. Howard T. Spence is hereby appointed to serve as a temporary director on the Board of Directors of the Economic Development Corporation filling the vacancy created by Mr. Porter's promotion to permanent director status.

Adopted by the following vote:

Unanimously.

By COUNCILMAN BRENKE—

Resolved by the City Council of the City of Lansing:

That the request submitted from Mr. Murmon Beauer, Jr., Vice-President of the Top Ten Club, for a 24-hour liquor permit on May 24, 1980, between the hours of 9 p.m. and 1 a.m. at the Michigan National Guard Armory is hereby approved provided the license is obtained from the Liquor Control Commission.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, legislation creating a new judgeship for the 54-A District Court of Lansing is soon to be signed into law, and

Whereas, local units of government have the right to determine whether the new judgeships take effect,

Now, Therefore, Be It Resolved by the City Council of the City of Lansing, the creation of the sixth judgeship for the 54-A District Court for the City of Lansing is hereby endorsed and approved, and

Be It Further Resolved, the City Clerk of the City of Lansing is hereby directed to forward a true and certified copy of this resolution to the office of the Secretary of State of the State of Michigan within 7 days.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Blair, Lindemann, McKane, Worthington—6.

Nays: Councilmen Brenke, Gunther—2.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the regular meetings of City Council are held on Monday evenings at 7:00 p.m., and

Whereas, Memorial Day falls on Monday, May 26th this year,

Now, Therefore, Be It Resolved, by the City Council of the City of Lansing the last meeting of the month of May, 1980 will be held on Wednesday, May 28th at 7:00 p.m. in the Council Chambers on the 10th floor of City Hall.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Michigan Department of Transportation and Highways has requested installation of an intercity bus stop on the east side of northbound Walnut St. under the pedestrian crossover west of the Capitol Building; and

Whereas, the Traffic Board has reviewed this request and has recommended approval;

Now, Therefore, Be It Resolved the Lansing City Council hereby authorizes installa-

tion of an intercity bus stop at the requested location.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the attached ordinance amending Section 24A of the Lansing Code of Ordinances by revising Section 24A-4, for the purpose of preventing further damage to the Washington Square Mall by vehicles, is hereby introduced; and

Be It Further Resolved a public hearing on said ordinance shall be held before the Lansing City Council in the 10th Floor Chambers of City Hall at 7:00 p.m. on Monday, May 19, 1980.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, all of the City's existing labor contracts expire on June 30, 1980, and

Whereas, legal assistance will be necessary to enable the City of Lansing to effectively negotiate, interpret and administer new collective bargaining agreements to replace those which will expire on June 30, 1980, and

Whereas, the law firm of Miller, Johnson, Snell & Cummiskey has up to now represented and assisted the City of Lansing in connection with its collective bargaining agreements, and

Whereas, the law firm of Miller, Johnson, Snell & Cummiskey has expressed a willingness to continue such representation on behalf of the City of Lansing, and

Whereas, the City Attorney has recommended that the firm of Miller, Johnson, Snell & Cummiskey be retained to continue such representation by written report rendered pursuant to the requirements of Subsection 4-304.6 of the City Charter, Now, therefore, be it hereby

Resolved that the City Council of the City of Lansing hereby approves the employment and retainer of the law firm of Miller, Johnson, Snell & Cummiskey as special labor counsel for the purpose of representing and advising the City of Lansing in connection with the negotiation, interpretation and administration of all collective bargaining agreements and arbitration awards covering City of Lansing employees

and replacing those which will expire on June 30, 1980 and in connection with all litigation and/or arbitration which may arise pursuant to those agreements; and be it further

Resolved that all services rendered by the law firm of Miller, Johnson, Snell & Cumiskey in connection with such representation shall be rendered pursuant to a written agreement or agreements which shall provide an itemized monthly statement for all services rendered and disbursements incurred by them on behalf of the City of Lansing and which shall in all other respects comply with the policies established by the City Council of the City of Lansing for the utilization of professional services.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nay: Councilman Blair—1.

By COMMITTEE ON WAYS AND MEANS—

Resolved by the City Council of the City of Lansing:

That the matter of proposed fee charges for removal of refuse under sections 28-1, 21-12 and 21-13 of the Lansing Code of Ordinances, by the Department of Public Service and

Whereas, the Mayor has recommended that a fee of \$110.00 be assessed for each instance of violation of Section 28-1 of the City Code which requires the Public Service Department to pick up refuse located between curb and gutter, fronting private property; and whereas this fee has been reviewed by the City Finance Department to assure that all related direct and indirect costs are adequately reimbursed, according to Sections 21-12 and 21-13 of the City Code; and whereas the Ways and Means Committee has reviewed services and costs relating to the proposed fee; it is recommended that a fee of \$110.00 be assessed for pick up of refuse located on city property, between sidewalk and gutter, and that this fee be assessed against owner(s) of property fronting the right-of-way on which the violation of Section 28-1 occurs.

Adopted by the following vote:

Unanimously.

By COUNCILMAN BLAIR—

That we reconsider the vote taken on the above resolution.

Carried.

The resolution was adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nay: Councilman Blair—1.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas it is necessary to hold a public hearing on the proposed establishment of a Commercial Redevelopment District CRD-1-80, requested by the partnership of Williams, Guyselman and Von Gruben at 107 East Washtenaw St., more particularly described as:

East 30 feet of the West 115 feet of Lot 7, Block 114, Original Plat.

Now, Therefore Be It Resolved that the City Clerk give at least ten (10) days notice of a public hearing when all persons interested may attend and make any objections they may have to such proposed district; and

Be It Further Resolved that such hearings be held at the Council Chambers in the City Hall on the 28th day of May, 1980 at 7:00 p.m.; and that notice of such hearing be published in a publication of general circulation in said City.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the Board of Water and Light, in conformance with action taken by City Council on July 2, 1979 has, through the Board's Finance Committee, advised City Council of its desire for the Council to solicit proposals from additional auditing firms for the annual independent audit of the Board for the fiscal year ending June 30, 1980, and

Whereas, the Committee of the Whole has reviewed the Board's recommendations and concurs with the Board's expectations that an audit incorporating the proposed specifications will be in the best interest of the rate payers of this City and its Board of Water and Light,

Therefore Be It Resolved, that the financial staff of the City of Lansing is hereby requested to obtain written proposals for such audit in conformance with any additional specifications as are necessary and reasonable but which will also provide:

That the audit will be performed by a firm having an office in the City of Lansing,

That it will be performed by a nationally known firm having offices also in the major financial centers of the United States,

That procedures will be incorporated to effect an audit "through" the Board's computer systems in addition to compliance with generally accepted audit procedures.

That the audit be performed in accordance with specifications approved by City Council on December 23, 1963 (but with the additional request that the firm receiving the award will attempt to complete the audit within seventy-five days instead of ninety as contained in the specifications).

Be It Further Resolved, that the audit is to be awarded on a minimum three-year cycle beginning with Fiscal Year June 30, 1980, with the understanding the Board of Water and Light will obtain a written proposal each subsequent year from the firm awarded the 1980 audit and will advise City Council of the merits of continuing with the same auditors or whether the City should solicit new proposals from other auditing firms.

By COUNCILMAN BLAIR—

That the resolution be amended by adding the following:

That after the 7th paragraph the following paragraph be added:

"That a copy of the completed audit and management letter shall be provided the Lansing City Council at or prior to the time that the completed audit and management letter is provided to the Board of Water and Light or any of its Officers or Employees."

Carried.

The resolution as amended was adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council has established a Lansing Commercial Redevelopment District CRD-2-78 in the City of Lansing, pursuant to Act 255, 1978 and

Whereas, Bauch Building, a Michigan Partnership has submitted an application for a Commercial Redevelopment Exemption Certificate in said Commercial Redevelopment District CRD-2-78, and

Whereas, a hearing was held on Bauch Building's application for an exemption

certificate on April 28, 1980, at which time all interested persons had an opportunity to be heard, and

Whereas, Bauch Building has met the requirements for said exemption certificate as required in Public Act 255, and

Whereas, this Council finds that the granting of this exemption certificate, considered together with the aggregate amount of Industrial Facilities and Commercial Redevelopment Exemption Certificates previously granted and currently in force shall not have the effect of substantially impeding the operation of the City of Lansing nor impairing the financial soundness of taxing units levying ad valorem property taxes in the City of Lansing; see memorandum of the Finance Director dated April 30, 1980, attached hereto;

Now, Therefore, Be It Resolved that the Council of the City of Lansing approve the application from Bauch Building, a Michigan Partnership for an exemption certificate in Lansing Commercial Redevelopment District CRD-2-78 and shall remain in effect for a period of 12 years.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing is experiencing considerable economic growth and redevelopment; and

Whereas, it is necessary that this economic growth, expansion, and redevelopment proceed in an orderly fashion, and that in order to achieve this aim and to provide for any future economic growth, expansion, and redevelopment to proceed in an orderly fashion, these activities should be properly monitored; and

Whereas, it is in the best interest of the City of Lansing to ensure that multiple commitments are not made by the city's various agencies and that instead activities relating to economic development are handled in a coordinated manner;

Now, Therefore, Be It Resolved that any plans, proposals, or property transactions involving the City of Lansing that are related to economic development activities, be reviewed by the Administrative Economic Development Advisory Group prior to any commitments being made on behalf of the City of Lansing; and

Be It Further Resolved that the Economic Development Committee of Council will not review or consider any plans, proposals, or property transactions involving the City of Lansing that are related to economic development unless they are first reviewed

by the Economic Development Advisory Group; and

Be It Finally Resolved that all plans, proposals or property transactions, involving the City of Lansing that are related to economic development be reviewed by the Economic Development Advisory Group and forwarded to the City Council Economic Development Committee with or without recommendation.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

SUP-1-80

324 West Hillsdale

Whereas, pursuant to Section 36-42(12) of the Lansing Zoning Code, a request was made by New Way Inn, Incorporated to obtain a special use permit to allow the operation of a residential rehabilitation facility to house a maximum of twelve (12) women returning from penal institutions; upon the premises commonly known as 324 West Hillsdale, more particularly described as:

Parcel number: 3301-16-379-001

The west $\frac{1}{2}$ of Lot 7, Block 147, Original Plat, City of Lansing, Ingham County, Michigan; and

Whereas the Planning Board, at their meeting of April 1, 1980, recommended that the special use permit be approved subject to conditions; and

Whereas the Physical Development Committee of the City Council, to whom the report of the Planning Board was referred, concurred therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing hereby officially expresses its intent to approve Special Use Permit number 1 of 1980 and allow the operation of a residential rehabilitation facility to house a maximum of twelve (12) women returning from penal institutions upon the above described premises provided:

- 1) Certification is received from the Planning Department, the Department of Building Safety and Development, and the Fire Prevention Bureau that all necessary code compliance alterations have been completed and other conditions as follows have been met;
- 2) No occupancy of the structure shall be permitted until and unless all code required alterations have been completed and certified;
- 3) No work shall be done until and unless proper permits have been issued by the Department of Building Safety and De-

velopment and no permits shall be issued except in accord with the plans approved by the Fire Prevention Bureau, the Planning Department and the Department of Building Safety and Development;

- 4) New Way Inn, Incorporated shall submit written guarantees that:

(a) the number of program participants housed in the block will not be increased; and

(b) the halfway houses presently located at 310 West Hillsdale and 312 West Hillsdale shall not be reoccupied by the program and recognizing that these two properties shall lose all non-conforming and special use permit status with the approval of Special Use Permit number 1 of 1980; and

- 5) Four (4) off street parking spaces shall be fully improved, including hard surfacing and striping and the remainder of the lot shall be developed with passive open space, in accord with a plan approved by the Planning Department; and

Be It Further Resolved that this resolution of intent shall expire after a period of six (6) months; except that the New Way Inn, Incorporated, may request an extension.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

FCF-1-80

1211 Hillgate Way
3301-11-429-352

Whereas in accord with the provisions of Act 28, P.A. 1977 of the State of Michigan, the State of Michigan Department of Social Services has referred a request by Clarence and Josephine Zucker for the licensure of an adult foster care family home to house a maximum of two (2) foster adults upon the premises known as 1211 Hillgate Way, more particularly described as:

Lot 122, except the southerly 10 feet, Frandora Hills No. 1 Subdivision, City of Lansing, Ingham County, Michigan; and

Whereas upon reviewing the application the Planning Department found that;

- (1) No other similar existing or proposed facilities are located in the corporate limits of the City of Lansing within 1500 feet of the proposed facility,

- (2) There are areas under the jurisdiction of the City of East Lansing and Lansing township within 1500 feet of the proposed facility. Both of these units of government have been notified for a review of existing or proposed facilities.
- (3) Minor repairs are necessary to bring the home up to minimum building and fire code standards. Additional minor repairs which exceed the minimum requirements were suggested by the Department of Building Safety and Development; and

Whereas the Council of the City of Lansing has reviewed the report of the Planning Department and testimony presented at the public hearing conducted April 21, 1980, and has the following concerns:

- 1) Testimony indicated that the premises are not properly maintained,
- 2) Testimony indicated that the applicants persist in illegal and unsafe parking and driving habits,
- 3) Improvements are necessary to bring the facility up to Code; and
- 4) It is not known if similar existing or proposed facilities are located in Lansing Township or the City of East Lansing within 1500 feet of the proposed facility;

Now, Therefore, Be It Resolved that the Council of the City of Lansing return the License Application notice to the State of Michigan Department of Social Services without a recommendation for approval or denial but with the request that although not all of the concerns relate directly to the care and safety of the proposed foster adults, careful consideration be given to this license request; and

Be It Further Resolved that the Clerk is hereby directed to return the license application notice with these concerns and that copies of this resolution, the Planning staff analysis, and the safety inspection report be attached thereto and returned with the notice.

Adopted by the following vote:

Unanimously.

Councilman Blair left the session.

ZONINGS

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the 4th day of February, 1980, this council was petitioned to change the following described property from "A" One Family Residential District to "G-2" Wholesale District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 21st day of April, 1980, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-4-80 — 5800-5812 South Cedar St.,
3305-04-401-011 and 021.

More particularly described as:

Commencing 303.5 feet west and 1,413 feet south of the north $\frac{1}{4}$ post of the southeast $\frac{1}{4}$ of Section 4; thence south 245 feet; east to the west line of Lot 1, Supervisor's Plat No. 9; north to the northwest corner of said Lot 1; east to the west line of Cedar Street; northwesterly along said west line to the point east of beginning; west to beginning; Section 4, T8N, R2W; and Lot 1, Supervisor's Plat No. 9, T8N, R2W, City of Lansing, Ingham County, Michigan;

from "A" One Family Residential District to "G-2" Wholesale District;

Whereas, pursuant to Act 207, Public Act of 1921, as amended, the Planning Board advised the City Council to approve the request; and

Whereas the Physical Development Committee of City Council reviewed the request of the Planning Board and did concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "A" One Family Residential District to "G-2" Wholesale District be approved.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the 4th day of February, 1980, this council was petitioned to change the following described property from "D" Apartment District to "D-1" Professional Office District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 21st day of April, 1980, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-5-80 — 221-223 North Pine Street,
3301-16-156-051.

More particularly described as:

Lot 3, Block 91, Original Plat, City
of Lansing, Ingham County, Michigan;
from a "D" Apartment District to a "D-1"
Professional Office District.

Whereas, pursuant to Act 207, Public
Acts of 1921 as amended, the Planning
Board advised the City Council to approve
this request; and

Whereas the Physical Development Com-
mittee of City Council, to whom was re-
ferred the report of the Planning Board,
concurs therewith;

Now, Therefore, Be It Resolved that the
Council of the City of Lansing ordains that
the petition to rezone the above described
property from "D" Apartment District to
"D-1" Professional Office District be ap-
proved.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the
11th day of February, 1980, this council
was petitioned to change the following
property from "A" One Family Residential
District to "F" Commercial District all as
set forth in the Zoning Code of this city,
and

Whereas, due notice as required by law
has been given for a public hearing on said
petition, and

Whereas, at such hearing held on the
21st day of April, 1980, all parties inter-
ested therein were heard and given due con-
sideration, and

Whereas, the property involved is de-
scribed as:

Z-6-80 — 727 East Miller Road,
3305-03-351-301.

More particularly described as:

Commencing on the south section line
222.75 feet east of the southwest corner
of Section 3, T3N, R2W, City of Lan-
sing, Ingham County, Michigan; thence
north 291.4 feet; thence east 156.75
feet; thence south 291.4 feet; thence
west 156.75 feet to beginning, City of
Lansing, Ingham County, Michigan;

from an "A" One Family Residential Dis-
trict to an "F" Commercial District.

Whereas, pursuant to Act 207, Public
Acts of 1921, as amended, the Planning
Board advised the City Council to approve
this request subject to conditions; and

Whereas the Physical Development Com-
mittee of City Council, to whom was re-
ferred the report of the Planning Board,
concurs therewith;

Now, Therefore, Be It Resolved that the
Council of the City of Lansing ordains that
the petition to rezone the above described
property from "A" One Family Residential
District to "F" Commercial District be ap-
proved subject to a more detailed site plan
being submitted to and approved by the
Planning Department, Traffic Engineer
and Public Service Department prior to the
issuance of building permits. Said plan
shall reflect the necessary landscape, screen-
ing and buffering and the identification of
parking and driveways so that the Traffic
Engineer may review the plan with the
thought of protecting the adjacent residen-
tial area from increased traffic and activity
as much as possible.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the
18th day of February, 1980, this council
was petitioned to change the following de-
scribed property from "A" One Family Res-
idential District to "F" Commercial District
all as set forth in the Zoning Code of this
city, and

Whereas, due notice as required by law
has been given for a public hearing on said
petition, and

Whereas, at such hearing held on the
21st day of April, 1980, all parties inter-
ested therein were heard and given due
consideration, and

Whereas, the property involved is de-
scribed as:

Z-8-80 — 7000 South Cedar Street,
3305-10-376-311.

More particularly described as:

Lots 81, 82, 83 and 84, Just-A-Mere
Farm Subdivision, City of Lansing,
Ingham County, Michigan;

from "A" One Family Residential District
to "F" Commercial District.

Whereas, pursuant to Act 207, P.A. 1921,
as amended, the Planning Board advised
the City Council to approve the request;
and

Whereas the Physical Development Com-
mittee of City Council has reviewed the
port of the Planning Board and does concur
therewith;

Now, Therefore, Be It Resolved that the
Council of the City of Lansing ordains that
the request to rezone the above described
property from "A" One Family Residential
District to "F" Commercial District be
approved.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the 18th day of February, 1980, this council was petitioned to change the following described property from "B" One Family Residential and "D" Apartment Districts to "D-1" Professional Office District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 21st day of April, 1980, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-9-80 — 2309 and 2319 South Cedar Street; 3301-28-280-031.

More particularly described as:

Lot 1, except the east 4 feet thereof, and Lot 2, Deeg's Subdivision; also Lot 3, Block 2, Haigh's Subdivision, City of Lansing, Ingham County, Michigan,

from "B" One Family Residential District and "D" Apartment District to "D-1" Professional Office District.

Whereas, pursuant to Act 207, P.A. 1921, as amended, the Planning Board advised City Council to approve the request; and

Whereas the Physical Development Committee of City Council has reviewed the report of the Planning Board and does concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the request to rezone the above described property from "B" One Family Residential District and "D" Apartment District to "D-1" Professional Office District be approved.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON WAYS AND MEANS—

Resolved by the City Council of the City of Lansing:

That the following transfers be made:

\$ 10.00 from Estimated Revenues
A/C 101-000-000-160

\$ 10.00 to Citizen Contribution—
Fire Department
A/C 101-337-000-956

\$ 3,300.00 from Municipal Market—
Salaries & Longevity
A/C 101-694-000-702

\$ 3,300.00 to Municipal Market—
Wages—Hourly
A/C 101-694-000-706

\$ 4,250.00 from Estimated Revenue
A/C 101-000-000-160

\$ 4,250.00 to Recreation—Special
Events
A/C 101-725-500-882

\$18,000.00 from Utilities—Sewage Disposal
System Fund Admin. & General
A/C 590-536-000-920

\$18,000.00 to Miscellaneous &
Operating Expense
Sewage Disposal System
Fund—Adm. & Gen.
A/C 590-536-000-741

I hereby certify that this is a properly drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Approved:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
TERRY J. McKANE,
Ways and Means Committee.

Adopted by the following vote:

Unanimously.

INTRODUCTION OF ORDINANCE(S)

The following ordinance(s) of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by:

Providing that Chapter 2 of the Code of Ordinances be amended by the addition of a new section to be numbered Section 2-7.1 to provide that all new employees of the City of Lansing shall be or become residents of the City of Lansing and that all current employees residing within the City of Lansing shall continue to maintain a residence within the City of Lansing;

Revising Section 24A-4 for the purpose of preventing further damage to the Mall by vehicles. (Washington Square Mall closed to vehicular traffic, exceptions)

was introduced by Committee of the Whole, read a first and second time by their titles and referred to the Committee of the Whole.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, substantial unemployment and underemployment exists among the residents of the City of Lansing; and

Whereas, significant energy conservation may be achieved by encouraging employees

to reside near their place of employment; and

Whereas, increased employment of Lansing residents may be expected to result in greater economic health and tax revenues for the City of Lansing; nad

Whereas, encouraging City of Lansing employees to reside within the City limits of the City of Lansing will increase employment opportunities for City residents, help reduce energy consumption and increase City tax revenues, now, therefore be it

Resolved that the attached ordinance providing that all persons employed by the City of Lansing in the future shall be required to be residents of the City of Lansing is hereby introduced and, be it

Further Resolved that a public hearing on said ordinance shall be held before the Lansing City Council in its Chambers on the 10th Floor of City Hall, Lansing, Michigan at 7:00 p.m. on Monday, May 19, 1980; and be it

Finally Resolved that notice of said hearing shall be posted as required by the Lansing City Charter.

REMARKS BY THE MAYOR'S EXECUTIVE ASSISTANT

No remarks.

REMARKS BY THE CITY COUNCIL

Councilman Blair returned to the session.

By COUNCILMAN BRENKE—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived for the purpose of presenting items that are not listed on the agenda.

Carried.

By COUNCILMAN BRENKE—

Resolved by the City Council of the City of Lansing:

That the request of the Cristo Rey Community Center for two (2) 24-hour liquor permits for May 10th and 11th at the Marshall Street Armory for their 25th annual "Holiday in Mexico Fiesta" is hereby approved provided all requirements of the Michigan Liquor Control Commission have been satisfied for such 24-hour liquor permits.

Adopted by the following vote:

Unanimously.

Vice President McKane took the chair.

Councilman Adado spoke on the next resolution.

President Adado resumed the chair.

By COUNCILMAN BLAIR—

Resolved by the City Council of the City of Lansing:

Whereas, United Auto Workers Amalgamated Local No. 724 is currently on strike against Beurman-Marshall Corporation; and

Whereas, no sanitary facilities are available for use by persons picketing the Beurman-Marshall Corporation premises; and

Whereas, to provide necessary sanitary facilities a portable toilet facility must be placed in a manner which may extend into City right of way; now, therefore,

Be It Resolved that Local No. 724 of the United Auto Workers Amalgamated is hereby authorized for the duration of its strike to place a portable toilet facility within the City of Lansing right of way by placing it across the street in front of Beurman-Marshall Corporation located at 5840 Enterprise Drive, on the east side of the street, provided that said portable toilet is at all times adequately serviced and kept in a sanitary condition.

By COUNCILMAN BLAIR—

That the resolution be amended as follows:

That in the last paragraph wherever the words "portable toilet facility or portable toilet" appears they shall be deleted and the words "Trailer or Camper" be inserted and after the last word "condition" the period be deleted and the following wording be added "provided, however that in the event it is impossible for Local No. 724 to obtain a trailer or camper they may then place a portable toilet facility in the same location."

Carried.

The resolution as amended was adopted by the following vote:

Unanimously.

Councilman Blair spoke relative to residency ordinance that was introduced.

Councilman Blair spoke relative "River Tour" on Saturday, May 10, 1980.

Councilman Gunther spoke relative bicycle riders and condition of the Washington Mall as to papers—tall grass, etc.

By COUNCILMAN WORTHINGTON—

That this meeting stand adjourned.

Carried.

Council adjourned at 9:25 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan
May 5, 1980

F/B

CITY CLERK'S OFFICE

**Room 921, City Hall
Lansing, Michigan 48933**

Address Correction Requested

BULK RATE

U. S. POSTAGE

PAID

**Permit No. 1461
Lansing, Michigan**

315

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, May 12, 1980

CITY COUNCIL ROOMS

Lansing, Michigan

May 12, 1980

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by President Adado.

Present: Councilmen Adado, Belen, Blair, Brenke, Lindemann, McKane, Worthington—7.

Absent: Councilman Gunther—1.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Belen.

Pledge of Allegiance was led by Councilman Lindemann.

By COUNCILMAN McKANE—

That the council proceedings of April 21, 1980 be approved.

Carried.

By COUNCILMAN BLAIR—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived for the purpose of presenting the following resolution.

Carried.

By COUNCILMAN GUNTHER—

Resolved by the City Council of the City of Lansing:

Whereas, Campbell Catering's Senior Mens Hockey Team of Lansing has won its second national championship in two years; and

Whereas, this remarkable team has never been defeated in playoff competition; and

Whereas, the members of Campbell Catering's team enjoy a reputation for their good sportsmanship and gentlemanly behavior in the restaurants and hotels of the cities where they compete; and

Whereas, their performance on the ice has resulted in an invitation from Finn Air and Finland to be their guests and play some of the best teams in Europe next year;

Now, Therefore, Be It Resolved the City Council of the City of Lansing hereby congratulates and applauds Mr. Jerry Campbell and his senior men's hockey team not only for their obvious ability on the ice but also for being ambassadors of goodwill from Lansing, Michigan; and

Be It Further Resolved that a copy of this resolution be presented to Jerry Campbell and his special team.

Adopted by the following vote:

Unanimously.

Councilman McKane made an introduction of his wife and his mother and father also his 2 uncles and aunts, Arnold and Mary Amundsen and Sigurd and Ia Bremdal who are visiting here from Porsgrunn, Norway.

HEARING ON PROPOSED CHANGE IN ZONING CLASSIFICATIONS

May 12, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-10-80 — 4318 S. Cedar St.,

be rezoned from a "CUP" Community Unit Plan District, "E" Apartment and "J" Parking Districts to "F" Commercial District.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

Referred to Committee on Physical Development.

May 12, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-11-80 — 5129 S. Waverly Rd.,

be rezoned from "E-1" Drive-In Shop and "J" Parking Districts to "F" Commercial District.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

Referred to Committee on Physical Development.

PUBLIC HEARING

May 12, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed establishment of a Lansing Commercial Redevelopment District for Sisters Styling Salon, 325 S. Grand Avenue.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed district he had the privilege of speaking at this time.

Referred to Committee on Economic Development.

PUBLIC HEARING

May 12, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed establishment of a Lansing Commercial Redevelopment District for Su-Jan Sales and Service, 501-03-05 S. Washington Avenue.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed district he had the privilege of speaking at this time.

Dick Moore, 2116 Clifton St., spoke.

Referred to Committee on Economic Development.

PUBLIC HEARING

May 12, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed redevelopment in the Capitol Commons Neighborhood Development Area in accordance with the Development Plan for that area. Sale of property at 530 South Pine Street—(The south 50 feet of the east 91 feet of Lot 4, Block 144, Original Plat, City of Lansing, Ingham County, Michigan).

The Council President announced that if there was anyone present who had any suggestions or objections to make to the pro-

posed sale he had the privilege of speaking at this time.

Sandra Hearn of the Planning Department made an introduction of exhibits.

Referred to Committee on Physical Development.

PUBLIC HEARING

May 12, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed Fiscal Year 1980-1981 Budget.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed budget he had the privilege of speaking at this time.

Referred to Committee of the Whole.

The following persons spoke in regard to the budget and the Edgewood Blvd. construction project:

Elsie Grondine, 4130 Sheffield Blvd., spoke relative increase in taxes.

Robert Hull, 404 S. Holmes St., representing the East Side Neighborhood Assoc., spoke relative to Edgewood Blvd.

Irma Wright, 3104 Blue River Dr., representing Rivers Edge—in regard to taxes.

Charles Ipcan, 731 W. Genesee, spoke relative Logan Corridor and Edgewood Blvd.

Patience Drake, 6125 Balfour, spoke on Capitol Improvement and Edgewood Blvd.

Gerald Rosen, Attorney with John Pirich, spoke.

Pat Murrell, 4121 Sheffield Blvd., spoke relative tax increase.

Larry Lyons, 6249 Balfour, spoke relative Edgewood Blvd.

Douglas Logenbury, 1401 Edgewood Blvd. (Moore Living Center).

Antonio Pedro, 1512 Edgewood Blvd.

Joan Burnhart, 1506 Edgewood Blvd., spoke and presented (40) signed letters by the following persons:

(Barbara Gibson, Marilyn Collard — Miller Road residents, Sue Gibnor, Rick Gibner, Stacy Remington, Vada Dodge, Chris Remington, Martha Houser, Steve Houser, Karen Short, Stan Short, Mike Bridson, Elsie Smith, Jackie Caren, Helen Briggs, Bonnie E. Zell, Shirley Luther, Frank and Marla Sivas, Dolido

Cucky, Carol Cassidy, Mr. and Mrs. Delbert Brown, Dawn Roe Phillips, Elizabeth Vanier, Herbert and Doris Eastman, Jeff and Mary Whitman, Gwen Bowersox, Susan Lemon, Eulia L. McCartney, Calvin M. Boatwright, Patricia A. Hamilton, Karen Brewbaker, Ruth Smith, Mrs. D. Boatwright, Duane and Jeanne Kalin, Joan Bernhardt, Sandy Phillips, Charles M. Maxey, David E. and Phyllis J. Clark, Nikki M. Dyer, Doreen and Jim Allen, Mr. and Mrs. Tom Greenhoe, Earl J. Hernritz, Debbie Suhr, Bernetta Green, Linda J. Dean, Elladene Fish, Gail Hoas, Dyann Clemons, Julie E. Webber).

Richard Baker spoke.

Harold Gatts, 6120 S. Washington, spoke for Edgewood Blvd.

Elizabeth McGinnis, representing residents on Miller Rd. spoke and presented petitions signed by 10 residents (Sue Gibnor, Rick Gibnor, Stacy Remington, Vada Dodge, Chris Remington, Martha Houser, Steve Houser, Karen Short, Stan Short, Mike Bridson).

Anthony Nosal, 2323 W. Holmes Rd., spoke.

Michael Wall, 3039 Manley Dr., spoke.

Donna Holey, 2001 W. Miller Rd., spoke.

Marilyn Hibbard, 1717 Edgewood Blvd.

Ann Snyder, 1777 Edgewood Blvd.

Dick Neller spoke.

Pat Cane, 917 Kenwood St., spoke.

(The following letters were received by the City Council on May 9, 1980 signed by Steve and Cheryl Miller, Frank J. Rinaldi, Jessie Robertson, Larry Lyon, Antonio J. Pido, Joan Bernhardt, Valerie J. Schrock, F. C. Babcock, James M. Love, Jane E. Clark, George Jones, Peggy and Charles Casper, Gary Knippenharn, Mr. and Mrs. W. Jack Parviainen, Pamela Hansen, Thomas and Janis Wilcox, Diane and Gary Jones, Frances Davis, Linda Petterson, Martin and Vicki Courtier, Debbie Sahr, Joyce Steele, Charlene Abernethy, Earl B. Weatherby, Gloria Adams, Patrick S. Taylor, Shirley Ullis, Jackie Caren, Kathleen VanAntwerd, Terry Nelson, S. A. Lundy, Dale A. Ulrich, Angie Hill, L. Turbin, Mary Chiambrette, Dalida Cudaby, Thomas Sinke, Elladene Fish, Jane Allaby, Sue Davis, Jane Allaby, Karen Love, Almeria and Doreen Allen, Kay E. Gaier, Leslie N. Higgins, Nikki Dyer, Dawn Rae Phillips, Conne S. Brady, Dyann Clemons, Nan Wagner, Linda Spencer, Gail Haas, Alice Chadwick, Michael Kramer family, Kathy Shaw, Helen B. Briggs, Margaret Braden, Ernan Johnson, Patricia Guy, Nancy J. Williams, Lucille Nelson, Robert Havelson, Patricia A. Hamilton, Jill M. Knapp, David D.

Spaulding, Jacqueline L. Roach, Kristine Slocume, Loreann Washington, Delbert Brown, Frank and Marla Silvas, Jr., Ann Mullen, Claudia Adkins, Earl J. Hernnritz, Pearl A. Nelund, Nancy A. Priest, Charles M. Maxey, Edward K. Loepke, Myrna Ann Cooper, Mr. and Mrs. Sisto Huelga, Mr. and Mrs. Roy Hynes, John L. Gattine, Gerald Emerick).

Charles Ipcar presented a statement by the Citizens Concerned about Logan Corridor.

Dick Holmes spoke on "Friends of the Rivers" and also on the budget.

PUBLIC HEARING

May 12, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed Federal Revenue Sharing Budget, Capitol Development Plan.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed budget and plan he had the privilege of speaking at this time.

Referred to Committee of the Whole.

Council recessed at 8:30 p.m.; reconvened at 8:38 p.m.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON NON-AGENDA ITEMS; YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

Audrey Hagman, representing the Ingham County Womens Commission, spoke relative Board of Water and Light appointment.

Joanna Stark, 303 W. Kalamazoo St., spoke.

Terri Muni, 1410 Poxson, spoke.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

MECHANICAL AMUSEMENT DEVICE —

Ye Olde Round Table, Wagner's, Inc.

AUTOMOBILE WRECKERS —

Waverly Marathon, University V.W. Foreign Car Service.

PUBLIC DRIVERS —

Javier Cavaos, Robert J. McNamara, William Wallace Morrison, Robert Gordon Newton, Muhammad Abdullah Qawwee.

Referred to Committee on General Services.

J. H. Brook Builder files plat of Westmont Circle.

Referred to Mayor, Planning Board.

Claim filed by Jack K. Plott II for damage to automobile due to hitting a pothole.

Referred to Mayor, City Attorney.

Petition filed for reoning:

Z-20-80 —

Commencing 455 feet west and 33 feet south of the northeast corner of Section 32; thence south 200 feet, west 76 feet, north 200 feet, east 76 feet to beginning, Section 32, T4N, R2W, City of Lansing, Ingham County, Michigan, from "A" One Family Residential District to "F" Commercial District (vacant land in the 800 block of West Holmes Road (south side)).

Referred to Mayor, Planning Board.

Request from Stephens-Kyes and Associates, Inc., for the final approval on the preliminary plat of Cedar Wood Executive Park.

Referred to Mayor, Planning Board.

Application for Commercial Redevelopment District for property at Saginaw St. between Cedar St. and Larch St.

Referred to Mayor, Economic Development Corporation.

Letter from Lee Mason and Susan Manturuk in regard to "FUN DAY '80" and request for use of parking spaces.

Referred to Mayor, Committee on Public Property and Safety.

Letter from John H. Dun and Dennis Schafer requesting for a roadway between their lots on Victoria Street.

Referred to Mayor, Planning Board.

Request from Valerie Lau for permission to hold a block party on May 25, 1980 on Stonewood St. between Shelter and Hillgate Streets.

Referred to Mayor, Committee on Public Property and Safety.

Request from Design Union at 112 N. Larch St. for permission to run a wordless banner across Larch St. for a period of one week, May 16-23, 1980.

Referred to Mayor, Committee on Public Property and Safety.

Letter from Summer Thing 1980 in regard to the outdoor comprehensive arts festival to be held May 30, 31 and June 1, 1980, and request use of property, manpower and equipment during the festival.

Referred to Mayor, Committee on Public Property and Safety.

Copy of letter sent to Harley Hotels, Inc., from Liquor Control Commission in regard to the transfer of ownership of 1980 B-Hotel licensed business with Sunday Sales at 6741 S. Cedar St. from Cedar-Lansing, Inc.

Referred to Mayor, Committee on General Services.

Letter from Richard L. Sode, Ingham County Drain Commissioner, expressing his appreciation for the cooperation he has received from City officials over the years.

Received and placed on file.

Petition and Proof of Service filed with State of Michigan—Michigan Tax Tribunal from Lansing Washington Apartments, Inc. vs. City of Lansing in regard to assessment of property.

Referred to Mayor, City Attorney.

Letter from State of Michigan, Department of Transportation, in regard to the East Grand River Corridor Study.

Referred to Mayor, Committee on Public Property and Safety.

Copy of letter sent to Long Development, Inc., from the Water Quality Division relative Heritage Arms Condominiums Sewerage.

Received and placed on file with copy to Department of Public Service.

MAYOR'S EXECUTIVE ASSISTANT COMMENTS ON ANY ITEM ON THE AGENDA:

No comments.

**THE PUBLIC MAY NOW ADDRESS
THE CITY COUNCIL ON ANY OF
THE FOLLOWING ITEMS LISTED
ON THE AGENDA: COMMUNICA-
TIONS AND PETITIONS, COMMIT-
TEE REPORTS, REPORTS OF CITY
OFFICERS AND BOARDS, AND RES-
OLUTIONS. YOU MAY SPEAK
ONLY FOR 3 MINUTES ON ANY
ONE ITEM.**

Martha Johnson, 424 River St., spoke on Resolution No. 5—relative Safe Drinking Water.

Wayne Smith, Michigan United Conservation Clubs, spoke relative 100 Block development and Foxson Bldg.

REPORT OF COMMITTEE

The COMMITTEE ON GENERAL SERVICES approves the following applications and bonds for licenses:

MECHANICAL AMUSEMENT DEVICE —

Ye Olde Round Table, Wagner's, Inc.

AUTOMOBILE WRECKERS —

Waverly Marathon, University V.W. Foreign Car Service.

PUBLIC DRIVERS —

Javier Cavaos, Robert J. McNamara, William Wallace Morrison, Robert Gordon Newton, Muhammad Abdullah Qawwee.

Signed:

**WILLIAM A. BRENKE,
TERRY J. McKANE,
LOUIS F. ADADO,
Committee on General Services.**

By COUNCILMAN BRENKE—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

Lansing Police Department submits Annual Report for 1979.

Received and placed on file.

May 7, 1980

President Adado and Members
Lansing City Council

Gentlemen:

Attached please find an application for

a parade permit from the Delta Sigma Theta Sorority scheduled for 12:30 on Saturday, May 17, 1980. This has been approved by all the necessary departments.

Our personnel estimate this will cost the City a total of \$213.36, which represents two Police Officers and two vehicles for six hours.

This is being sent to you for final approval.

Respectfully yours,

RICHARD A. GLEASON,
Chief of Police.

By COUNCILMAN BLAIR—

That we concur in the recommendation of the Chief of Police and said parade permit be approved.

Carried.

May 6, 1980

President Adado and Members
Lansing City Council

Gentlemen:

Attached is an application for a parade permit from the Mayor's Parade Committee for a Memorial Day Parade to be held at 10:00 A.M. on Saturday, May 24, 1980. This has been approved by all the necessary departments.

Our personnel estimate this will cost the City a total of \$266.21, which represents one Sergeant, 14 Police Officers and 15 vehicles for one hour.

This is being forwarded to you for final approval.

Respectfully yours,

RICHARD A. GLEASON,
Chief of Police.

By COUNCILMAN BLAIR—

That we concur in the recommendation of the Chief of Police and said parade permit be approved.

Carried.

May 7, 1980

President Adado and Members
Lansing City Council

Gentlemen:

Attached is an application for a parade permit from the Wolverine Boys' State for their annual parade, scheduled for 8:00 A.M. on Wednesday, June 18, 1980, which has been approved by all the necessary departments.

Our personnel estimate this will cost Lansing a total of \$71.12, which represents four Police Officers and four motorcycles for one hour.

This is being forwarded to you for final approval.

Respectfully yours,

RICHARD A. GLEASON,
Chief of Police.

By COUNCILMAN BLAIR—

That we concur in the recommendation of the Chief of Police and said parade permit be approved.

Carried.

May 7, 1980

President Adado and Members
Lansing City Council

Gentlemen:

Attached please find an application for a parade permit from the Capitol Lodge No. 8, scheduled for 1:15 P.M. on Sunday, June 22, 1980, which has been approved by all the necessary departments.

Our personnel estimates this will cost the City a total of \$141.26, which represents one Sergeant, three Police Officers and four vehicles for two hours.

This is being sent to you for final approval.

Respectfully yours,

RICHARD A. GLEASON,
Chief of Police.

By COUNCILMAN BLAIR—

That we concur in the recommendation of the Chief of Police and said parade permit be approved.

Carried.

May 8, 1980

Mayor Gerald W. Graves,

Council President Louis Adado
and Members of the City Council

Re: Bauch Building EDC Project

Dear Mayor Graves and
City Council Members:

We are forwarding to you a resolution approved by the Economic Development Corporation of action taken by its Board on May 7, 1980, designating the Project Area and reaffirming the Letter of Inducement for the Bauch Building Project. Therefore, it will be necessary for you to

appoint two (2) Temporary Trustees to this project.

The Bauch Building, Inc., wishes to acquire, renovate and improve an office building commonly known as the Bauch Building, located at 115 West Allegan Street, Lansing, Michigan. The cost of the project is presently expected to total approximately One Million One Hundred Thousand Dollars (\$1,100,000).

The Economic Development Corporation is in the process of developing a Project Plan to be presented to you at a future date.

In your deliberation to designate a Project Area, we would recommend, as pointed out in our resolution, that you define the Project District Area as one and the same as the Project Area.

Also, in as much as there is no residential area to be affected by the Project Plan, we believe that it is not necessary to establish a Project Citizen's District Council.

Sincerely yours,

EMERSON B. OHL,
Executive Director.

Referred to Committee on Economic Development.

May 8, 1980

Mayor Gerald W. Graves,

Council President Louis Adado
and City Council Members

Re: Michigan Association of Counties
EDC Project

Dear Mayor Graves and
City Council Members

We are forwarding to you a resolution approved by the Economic Development Corporation of action taken by its Board on May 7, 1980, designating the Project Area and reaffirming the Letter of Inducement for the Michigan Association of Counties Project. Therefore, it will be necessary for you to appoint two (2) Temporary Trustees to this project.

The EDC has been advised of an office building project proposed by the Michigan Association of Counties, located at 319 West Lenawee, Lansing, Michigan. The cost of the project is presently expected to total approximately One Million Nine Hundred Thousand Dollars (\$1,900,000).

The Economic Development Corporation is in the process of developing a Project Plan to be presented to you at a future date.

In your deliberation to designate a Project Area, we would recommend, as pointed out in our resolution, that you define the Project District Area as one and the same as the Project Area.

Also, in as much as there is no residential area to be affected by the Project Plan, we believe that it is not necessary to establish a Project Citizens' District Council.

Sincerely yours,

EMERSON B. OHL,
Executive Director.

Referred to Committee on Economic Development.

DATE: 5/5/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Administrative Assistant. Re: Request for Street Closing—Grand Avenue between Shiawassee and Saginaw streets.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

May 7, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

On Monday, May 5, 1980, Bruce Kozlowski withdrew his name for appointment to the Board of Water and Light. Therefore, I am submitting to you for your consideration and confirmation the name of Charles Jones, 2012 W. Kalamazoo, Lansing, Michigan 48915, to fill said vacancy, which term expires in June of 1984.

Trusting this recommendation meets with your approval, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

May 7, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

My Administrative Assistant Steve Dougan advises that he has checked Council Proceedings and Council Committee Minutes and found that the following items have yet to be acted upon on the floor of Council, despite approval through Committee:

- 1) Vacation of Bates Streets, acted upon by Physical Development Committee 2/11/80;
- 2) Summerhill Apartments vacation of drain easement, acted upon by Physical Development Committee 2/11/80;
- 3) Correcting resolution for vacation of S. Chestnut Street underneath the Civic Center, before Physical Development Committee 2/18/80 (minutes missing).

I would appreciate your attention in having these items on the City Council Agenda as soon as practicable.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file.

DATE: 5/8/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Deputy City Controller. Re: Administrative Actions.

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

May 7, 1980

Council President Louis Adado
and City Council Members

Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear President Adado
and Council Members:

The Urban Development Action Grant Agreement has been received by my office and the lengthy review process of the document by staff has begun.

I am requesting your support and approval of an extension and expansion of the "100 Block" project.

The Stok Corporation is proposing an addition to the South Grand Ramp to accommodate parking for 375 automobiles. The structure will front on Michigan Avenue, and so that a parking ramp will not be visible along Michigan Avenue, the front portion will contain a first floor of approximately 4,000 square feet of retail use, and upper three floors of approximately 12,000 square feet of office space. The total estimated costs are 3 to 4 million dollars. The new portion of the project solves a major problem for us; in that, it will allow a staging area during the construction period of the "Number One Block."

Construction of the addition is expected to begin three years from the sale of bonds on the hotel/office/retail structure.

The Stok Corporation is also proposing the following concept for the hotel:

1. The hotel containing 300 rooms, as proposed in the grant, will be constructed facing onto Grand Avenue, and three years after the sale of the bonds, an additional 200 rooms will be constructed facing Michigan Avenue from the second floor up.

A resolution is attached for your consideration and approval allowing the "100 Block" Team and the overall developer to proceed with the development of detailed agreements to carry out this concept.

Thank you.

Sincerely,

GERALD W. GRAVES,
Mayor, City of Lansing.

Referred to Committee of the Whole.

DATE: 5/8/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Public Service Department. Re: Bridson Drain.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 5/8/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Building Safety and

Development Director. Re: Trash Removal Assessment.

GERALD W. GRAVES,
Mayor.

By COUNCILMAN LINDEMANN—

That the special assessment be approved and be placed on the December tax roll.

Carried.

DATE: 5/8/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Public Service Director. Re: Final Construction Cost for NDA No. 1 Storm and Sanitary Sewer.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 5/8/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Public Service Director. Re: Motor Wheel Case Street Sewer Project.

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 5/8/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Planning Director. Re: 1981-86 Capital Development Program.

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 5/8/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director. Re: Z-12-80 — Health Central Rezoning Request.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 5/8/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director. Re: Z-55-79 — Board of Realtors Rezoning Request for Horsebrook School.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

RESOLUTIONS

By COUNCILMEN ADADO, BELEN, BLAIR, BRENKE, GUNTHER, LINDEMANN, McKANE, and WORTHINGTON—

Resolved by the City Council of the City of Lansing:

Whereas, The International Institute of Municipal Clerks (a professional organization of over 5400 municipal clerks) has designated the week of May 10th through May 16th as "Municipal Clerk's Week, and

Whereas, it is important to remind ourselves from time to time of the invaluable and competent services provided to us all by our own City Clerk, and

Whereas, the office of the City Clerk is the informational hub of the city providing documents on a variety of topics ranging from legislative actions to interesting "tidbits" of Lansing's history, and

Whereas, Theo Fulton was elected to the office of City Clerk in April of 1965, and has served the citizens of Lansing in an exemplary manner since that time, and

Whereas, with the help of her competent and courteous staff, Theo has maintained

the high level of service and professional standards the citizens of Lansing have grown to expect in the pleasant ambience of our City Clerk's office,

Now, Therefore, Be It Resolved the City Council of the City of Lansing sitting in regular session this 12th day of May, 1980, hereby gives the highest commendation and appreciation to Theo Fulton, the City Clerk of the City of Lansing, and

Be It Further Resolved that a copy of this resolution be presented to Miss Theo Fulton with gratitude on behalf of the citizens of this City.

Adopted by the following vote:

Unanimously.

By COUNCILMAN BRENKE—

Resolved by the City Council of the City of Lansing:

That the request for a 24-hour liquor license from Mary Anne Howe, Coordinator, Everett Class Reunion of "75," for a dance on August 9, 1980, at the National Guard Armory is hereby approved provided the license is issued by the Liquor Control Commission.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, on October 9, 1978, the City Council of Lansing unanimously adopted a resolution giving the Parks and Recreation Department jurisdiction over a parcel of land located in the 500 block of N. Clemens St., legally described as:

Lot 51 of Adams Addition, City of Lansing, Ingham County, Michigan,

as an access point to the 119th Field Artillery Park; and

Whereas, this action was based on the recommendation of the Planning Department's Act 285 review; and

Whereas, the City of Lansing did purchase subject property on July 26, 1930, and during the 50 years of ownership the City has not dedicated this parcel, nor has it been improved as a street; and

Whereas, the Soderberg Brothers Construction Company, owner of the adjacent parcel to the north, has expressed interest in the north half of Lot 51 to construct a residential driveway; and

Whereas, subject parcel is 30 feet wide and the sale of the north 15 feet would still provide a 15-foot access path to the park;

Now, Therefore, Be It Resolved the Lansing City Council hereby approves the sale of the north $\frac{1}{2}$ (one-half) of Lot 51 of Adams Addition as legally described above by quit claim deed to the adjacent property owner on the north, at a current market value as appraised by the City Assessor, and subject to the purchaser's agreement to move, within 60 days of the transaction, the current fence to the new property line, and also subject to any and all easements required by the City, and that the deed be approved as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing does hold title to the Maple Hill School Property and,

Whereas, the City Council of the City of Lansing is desirous of insuring that the Maple Hill School facility be put to a use which will benefit the community in general and,

Whereas, Capital Area Community Services is desirous of utilizing the Maple Hill School for Head Start Classes, recreational programs and associated community services, now therefore,

Be It Resolved that the City Council of the City of Lansing hereby requests that the Maple Hill School facility be leased for a period of not more than twenty-five (25) years to Capital Area Community Services on a carefree basis and at a nominal rental amount for the purpose of conducting a Head Start Program and for utilization in connection with the provision of other recreational and community services and be it,

Finally Resolved that the Mayor and City Clerk are hereby authorized to enter into a lease agreement upon the terms and conditions as specified above and as approved by the City Attorney.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, a proposed amendment to the Charter of the City of Lansing adopted by initiative petition filed with the City Clerk on August 30th, 1979, relative to the prohibition against fluoride in the water sup-

ply will be coming before the voters of the City, and

Whereas, the law requires City Council approval of the new unnumbered text of the charter amendment, now

Therefore Be It Resolved by the City Council of the City of Lansing, in the event of passage the Charter shall be deemed amended by the addition of subsection 5-203.12 which shall read as follows:

.12 Neither the board nor any other agency of the City shall add or allow to be added to the water services of the city or any part thereof any fluoride compound whatsoever.

By COUNCILMAN WORTHINGTON—

That the resolution be amended as follows:

In the 1st paragraph after the word filed insert "by the Safe Water Club" and in the last paragraph after the number .12 after the words "Neither the" delete the word "board" and insert the following wording "Board of Water and Light."

Carried.

The resolution as amended was adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, testimony was presented to the Committee of the Whole regarding water rates charged by the Board of Water and Light, and

Whereas, there has been renewed interest in the conservation of our natural resources such as water, and

Whereas, there has been some bitterness between classes of Board of Water and Light customers being charged different rates for their water services, now

Therefore Be It Resolved, the City Council of the City of Lansing, in the interest of equity and conservation hereby recommends to the Board of Water and Light that the "customer charge" be discontinued and all water customers be charged strictly on the basis of the use at the same CCF rate for all consumers, and

Be It Further Resolved, the Board should determine rates for water usage sufficient to provide adequate income to keep the water department running efficiently.

By COUNCILMAN McKANE—

I offer the following substitute resolution.

By COUNCILMAN McKANE—

Resolved by the City Council of the City of Lansing:

That the attached letter from the City Council be sent to the members of the Board of Water and Light in time for consideration at their May 13, 1980, meeting.

May 12, 1980

Chairman Marvin Ray and Members,
Board of Water and Light

Dear Chairman Ray and Board Members:

On behalf of the Lansing City Council, I request that you delay your decision on the proposed increase in water rates until after our joint meeting on Wednesday, May 21, 1980. Questions and counter-proposals raised by the public, plus statements that have appeared in the press, have caused concern among Councilmembers regarding the equity of the rate structure.

This request is not intended to infringe on your administrative authority to set and change rates. Rather, the Council desires a clear understanding of the proposed rate and associated charges for water service. I would hope that a frank dialogue on this subject would be an appropriate agenda item for the meeting on the 21st.

The City Council would appreciate a favorable response to this request.

Sincerely yours,

LOUIS F. ADADO,
President,
Lansing City Council.

President Adado asked Vice-President McKane to take the chair.

President Adado spoke on the resolution.

The following vote was taken on the substitute resolution.

Lost by the following vote:

Yeas: Councilmen Lindemann, McKane—2.

Nays: Councilmen Adado, Belen, Blair, Brenke, Worthington—5.

President Adado resumed the chair.

The following vote was taken on the original resolution.

Lost by the following vote:

Yeas: Councilmen Blair, Lindemann, McKane—3.

Nays: Councilmen Adado, Belen, Brenke, Worthington—4.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the Mayor's Office of the City of Lansing on May 5, 1980 did receive formal written notification of the award of a Urban Development Action Grant in the amount of 10.3 million dollars for the construction of an exhibition/convention facility, and;

Whereas, the development of the "100 Block" by the overall developer Stok Corporation of Michigan is contingent upon the grant; and,

Whereas, the total project will consist of a convention/exhibition facility at an estimated cost of 10.3 million dollars and the "100 Block" project of an office structure of approximately 200,000 square feet at an estimated cost of 13 million dollars, retail space of approximately 50,000 square feet at an estimated cost of 3 million dollars and a hotel of approximately 300 rooms at an estimated cost of 16.5 million dollars; and,

Whereas, it is recognized that a minimum of 1,000 parking spaces must be made available for use for those utilizing the "100 Block" facilities; and,

Whereas, it is necessary to accommodate a portion of the parking demand on a site other than the "100 Block,"

Now, Therefore, Be It Resolved that the proposed plan and concept for the use and development of the Foxson site on the southeast corner of Grand and East Michigan Avenues as an addition to the South Grand Ramp containing approximately 375 parking spaces, and with a first floor fronting on Michigan Avenue containing approximately 4,000 square feet of space for retail use, and with three additional floors fronting on Michigan Avenue containing approximately 12,000 square feet for office use is approved, thereby, enabling the "100 Block" team and the overall developer to proceed with the plans for intended construction to begin three years from the date of the sale of the bonds for the office structure on the "100 Block."

Be It Further Resolved that the Lansing City Council, hereby approves the use of the Foxson site as a staging area during the course of construction of the "100 Block" and

Be It Finally Resolved that the sale or transfer of the Foxson site for such use is approved contingent upon the approval of the development and project plans for the "100 Block" and Foxson site by City Council.

By COUNCILMAN LINDEMANN—

That the resolution be amended as follows:

That in the 6th paragraph after the word "approximately" add "200 to" and in the

last paragraph after the word "sale" insert a comma (,) and the word "lease".

Carried.

The resolution as amended was adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Lindemann, McKane, Worthington—6.

Nay: Councilman Blair—1.

PUBLIC IMPROVEMENT V

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

That the supplementary special assessment roll for the purpose of constructing storm and sanitary sewer in the following streets,

Assessment Roll No. 258

Location—

Kalamazoo Street from Jenison to Huron Street;

Jenison Avenue from Kalamazoo Street to Hillsdale Street;

Hillsdale Street from Jenison Avenue to Rulison Street;

Huron Street from Kalamazoo Street to Lenawee Street;

Jenison Avenue from Michigan Avenue to Washtenaw Street;

Kalamazoo Street from Logan Street west to W. line of lots 49 and 104 of A.P. No. 9;

Lenawee Street from Jenison Avenue to E. line of Lot 9 of Michler's and Lot 111 of A.P. No. 9;

same is hereby ratified and confirmed, and as returned by the City Assessor be and the that the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to refund to all persons who have paid said tax as originally assessed the pro rata amount of difference as shown in said supplementary roll, and collect all unpaid tax as shown on said roll on or before August 12, 1980.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend the Classification provided for in the Zon-

ing Code of the City of Lansing, passed on the 18th day of November, 1958, in the following particulars, viz:

That property described as:

Z-55-79 — 3350 N. Grand River Avenue,

be re-zoned from "A" One Family Residential District to "D-1" Professional Office District and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 28th day of May, 1980, at 7:00 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

INTRODUCTION OF ORDINANCE(S)

The following ordinance(s) of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by:

Adding a new section to be numbered Section 36-145.12 to provide for an amendment to the Physical Development Plan for the Capitol Commons Neighborhood Development Area within the City of Lansing (sale of property adjacent to 530 S. Pine Street), was introduced by Councilman Worthington, read a first and second time by its title(s) and referred to the Committee on Physical Development.

By COUNCILMAN McKANE—

Resolved by the City Council of the City of Lansing:

That Councilman Gunther be excused from the session.

Carried.

REMARKS BY THE MAYOR'S EXECUTIVE ASSISTANT

No comments.

REMARKS BY THE CITY COUNCIL

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived for the purpose of presenting items that are not listed on the agenda.

Carried.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

That the following appointments to the Citizens District Council No. 1 (Westside) be confirmed:

Name/Address	Date of Expiration
Neighborhood Development Area	
Tom Cathey 115 S. Jenison St.	May 5, 1983
Stan Kasuda 216 Huron St.	May 5, 1982
Abdul Bari-Ansari 500 S. Jneison St.	May 5, 1981

Citizens' District Council Area

Jeanne Baugh 1515 W. Lenawee St.	May 5, 1982
Kathy Madden 421 West St.	May 5, 1981

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

That the following appointments to the Citizens' District Council No. 2 (Eastside) be confirmed:

Name/Address	Date of Expiration
Neighborhood Development Area	
Theodore Lockett 1208 Bensch St.	May 5, 1983
Paul Thielke 1141 McCullough St.	May 5, 1982
Pat Sabrosky 3320 Parkview St.	May 5, 1981

Citizens' District Council Area

Jerry Lawler 122 Horton St.	May 5, 1982
Robert Smith 1029 Morgan St.	May 5, 1981

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

That the following appointments to the Citizens' District Council No. 3 (Northside) be confirmed:

Name/Address	Date of Expiration
Neighborhood Development Area	
Robert Brundage 6365 Reynolds St.	May 5, 1983
Kip Chekley 812 W. Lenawee St.	May 5, 1982
Mario Gonzales 1372 E. Grand Aiver Ave.	May 5, 1981
Citizens' District Council Area	
Trudy Brown 942 E. Grand River Ave.	May 5, 1982
Agnes Zeigler 1806 High St.	May 5, 1981

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing Property Manager requested the Planning Department to examine the potential to vacate Bates Street Right-of-way (ROW) West of N. East Street (US 27); and

Whereas, this portion of Bates Street was platted but never developed; and

Whereas, the Parks Department is examining the use of Bates Street Right-of-way for establishing a new access road to Gier Park to handle an anticipated increase in traffic volumes; and

Whereas, the State of Michigan, Department of Transportation granted the City access to Bates Street from N. East Street, and the Board of Water and Light requested that a utility easement across the Bates Street Right-of-way be retained; and

Whereas, the Planning Board recommended that the Bates Street Right-of-way be retained until an alternative access to Gier Park is approved; and

Whereas, the Council Committee on Physical Development concurs with the Planning Board recommendation; and

Now, Therefore, Be It resolved, that the Bates Street Right-of-Way be retained for public purposes.

Adopted by the following vote:

Unanimously.

By PHYSICAL DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

That the request of the Summerhill Estates Apartment Co. to vacate a portion of the Horne Drain across Lot I of Summerhill Subdivision, be approved.

Said portion to be vacated is described as follows: Beg. at a point on the westerly line of Lot I 263.31 ft. N. of the S/W cor. of said lot, thence continuing N 00°-02'-55"W 16.02 ft., thence N. 69°-26'-17"E, 170.64 ft., thence S. 20°-33'-43"E. 15 ft., thence S. 69°-26'-17"W 176.25 ft. to point of beginning.

Be It Resolved that the City Clerk be directed to have said vacation recorded with the Register of Deeds office after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

That the Physical Development Committee be discharged from this resolution.

Carried.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council adopted a resolution on April 13, 1953 intending to vacate the 200 Block of South Chestnut to facilitate the building of the Civic Center; and

Whereas, the resolution passed by the Lansing City Council was recorded on April 23, 1953 on Liber 55, Page 127 of the Register of Deeds; and

Whereas, the specific legal description contained in that resolution was erroneous in that said description was for the 200 Block of South Pine Street and not the 200 Block of South Chestnut Street; and

Whereas, the Lansing City Council desires to correct the erroneous legal description and resolution and have the same recorded; now therefore

Be It Resolved that the resolution passed by the Lansing City Council on April 13,

1953 and recorded on Liber 55, Page 127 of the Register of Deeds is hereby rescinded and the following described portion of South Chestnut Street is hereby vacated:

"Commencing at NE corner of Block 119, thence S 396.0 feet to the SE corner of Block 119, thence E 82.5 feet to the SW corner of Block 118, thence N 396.0 feet to the NW corner of Block 18, thence W 82.5 feet to the point of beginning."

Be It Further Resolved that the City Clerk is hereby authorized and directed to record a certified copy of this resolution with the Register of Deeds, and shall also send a copy of the recorded resolution to the State Treasurer.

Adopted by the following vote:

Unanimously.

Mr. Johnson spoke relative to the Dentists.

By COUNCILMAN BLAIR—

That this meeting stand adjourned.

Carried.

Council adjourned at 9:50 P.M.

THEO FULTON,
City Clerk.

Lansing, Michigan

May 12, 1980

F/B

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, May 19, 1980

CITY COUNCIL ROOMS

Lansing, Michigan
May 19, 1980

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by President Adado.

Present: Councilmen Adado, Belen, Blair, Brenke, Lindemann, Worthington—6.

Absent: Councilmen McKane, Gunther—2.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Belen.

Pledge of Allegiance was led by Councilman Belen.

By COUNCILMAN BRENKE—

That the council proceedings of April 28, 1980 be approved.

Carried.

HEARING ON PROPOSED CHANGE IN ZONING CLASSIFICATION

May 19, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-2-80 — 2727 West Holmes Road,

be rezoned from "J" Parking and "B" One Family Residential Districts to "C" Two Family Residential and "A" One Family Residential Districts.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

Referred to Committee on Physical Development.

PUBLIC HEARING

May 19, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed demolition of a building located at 3135 N. Turner St.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed demolition he had the privilege of speaking at this time.

Richard Dea, owner of house, spoke.

Referred to Committee on Public Property and Safety.

PUBLIC HEARING

May 19, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed demolition of building located at 517 W. Hillsdale Street.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed demolition he had the privilege of speaking at this time.

Referred to Committee on Public Property and Safety.

PUBLIC HEARING

May 19, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed demolition of a building at 721 S. Hayford Street.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed demolition he had the privilege of speaking at this time.

Referred to Committee on Public Property and Safety.

PUBLIC HEARING

May 19, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed ordinance to amend Section 24A of the Lansing Code of Ordinances by revising Section 24A-4 for the purpose of preventing further damage to the Washington Square Mall by vehicles.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed ordinance he had the privilege of speaking at this time.

Patrick Babcock spoke addressing especially parking for handicapped persons and presented letters from the State of Michigan, Department of Labor, and the Altman Brothers Company.

Lloyd Kraft, 824 S. Canal Rd., spoke.

Referred to Committee on Public Property and Safety.

PUBLIC HEARING

May 19, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed ordinance to amend by adding a new section to be numbered Section 2-7.1 to provide that all new employees of the City of Lansing shall be or become residents of the City of Lansing and that all current employees residing within the City of Lansing shall continue to maintain a residence within the City of Lansing.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed ordinance he had the privilege of speaking at this time.

Paul Wiegman, 3230 Stabler, spoke opposing ordinance.

Jerry Lawson, President of the Fraternal Order of Police, spoke opposing ordinance.

Shirley Woodman, 3231 Stabler, wife of police officer, spoke opposing ordinance.

W. H. Smith, 1301 W. Hillsdale, spoke for ordinance.

Shirley Sliker, 1800 Lindburgh Dr., spoke.

Mary Ann Bishop, 313 Edgewood Ave., spoke.

Referred to Committee of the Whole.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON NON-AGENDA ITEMS; YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

Al Eby, 1120 W. Michigan, of Local No. 602, Fisher Body, spoke on Edgewood Blvd. project.

Gene Martin, Lansing Assoc. Human Rights, spoke against Police Dept.

Basil Brown, 1828 W. Miller, spoke about broken sewer.

W. H. Smith, 1301 W. Hillsdale, spoke on increase in taxes.

Pauline Kelky, 818 Riverview, spoke regarding sidewalks in area.

Councilman Blair left the session.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

AUTOMOBILE WRECKER —

Mitchell's Shell Service, 3206 W. Saginaw; University Service Center, 100 E. Saginaw, East Lansing, Mich.; Howdy Jones Standard Service, Inc., 3000 E. Saginaw; Don L's Towing, Inc., 724 Terminal Road.

THEATRE —

Spartan Twin West Theatre, Spartan Twin East Theatre, Pussycat Theatre.

RUBBISH HAULER —

Jesse F. Smith.

MECHANICAL DEVICE —

Pinball Pete's.

BOWLING ALLEY —

Cedarway Lanes, Velvet Rail.

CABARET —

Ramon's Restaurant and Lounge, Parthenon Restaurant.

Referred to Committee on General Services.

Stephens-Kyes and Associates, Inc., request final approval of the preliminary plat of Irish Gardens.

Referred to Mayor, Planning Board.

Charter Township of Delhi request for sewer service to the Denesuk residence at 5359 S. Aurelius Rd.

Referred to Mayor, Committee on Physical Development.

Lansing Countryside Realty request installation of storm and sanitary sewer service on Fauna St. between Ingham St. and Viking Rd.

Referred to Mayor, Committee on Physical Development.

Request from Village Market Co. for permission to erect an identification sign at the Colonial Village Shopping Center on West Mt. Hope Avenue.

Referred to Mayor, Committee on Physical Development, Planning Board.

Letter from FMC Corporation submitting notification they would like to donate property at Baker St. and Donora St. to the City of Lansing for use as a park.

Referred to Mayor, Committee on Public Property and Safety.

Greater Lansing Home Builders Association submits notification that Mr. Mike Markey and Ms. Linda Rodenbarger will be representing their firm as contact persons in the City of Lansing.

Received and placed on file with copy to Mayor and Committee on Physical Development.

Copy of letter sent to Mr. Edward Connors, Mediator, Michigan Department of Labor from R. David Wilson, Attorney submitting notification that they have reached an impasse regarding negotiations with the City of Lansing concerning the Fraternal Order of Police, Capitol City Lodge No. 141, Non-Supervisors Division and Parks Police Division collective bargaining agreement.

Referred to Mayor, City Attorney.

Letters received in regard to the extension of Edgewood Blvd. from:

Antonio J. A. Pido,

Marie Marcos,

Jo. Forest.

Referred to Committee of the Whole.

State of Michigan, Public Service Commission, submits notice of hearing to be held relative:

Matter of the application of Consumers Power Co. for authority to increase rates for the sale of gas.

Matter of proceedings on Consumers Power Co. 1979 System Availability Incentive Provision.

Received and placed on file.

Michigan Department of Transportation submits notice of public auction sale of real estate to be held on Thursday, June 12, 1980.

Received and placed on file.

State of Michigan, Department of Natural Resources, submits applications for flood plain permits for:

Lansing Board of Water and Light.

Mr. Myron Montie.

Received and placed on file with copy to Planning Department.

Application for a Commercial Redevelopment District for the Samuel D. Ingham Building Co. at 116 West Ottawa St.

Referred to Mayor, Economic Development Corporation, Committee on Economic Development.

Letter from Su-Jan Sales and Service Co. in regard to sidewalk easement and liquor license for redevelopment project at 500 block of S. Washington Mall.

Referred to Mayor, Planning Board.

Request from Mrs. Velma Fisher for permission to hold a block party on July 5, 1980, in the 3400 block Sumpter St.

Referred to Committee on Public Property and Safety, Mayor.

Letter from Keith Cummings in regard to increase of taxes.

Referred to Mayor, Committee of the Whole.

Michigan Civil Rights Commission submits annual report for 1978-1979.

Received and placed on file.

MAYOR'S EXECUTIVE ASSISTANT COMMENTS ON ANY ITEM ON THE AGENDA:

No comment.

Councilman Blair returned to session.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING ITEMS LISTED ON THE AGENDA: COMMUNICATIONS AND PETITIONS, COMMITTEE REPORTS, REPORTS OF CITY OFFICERS AND BOARDS, AND RESOLUTIONS. YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

Under item 2—Letters from the Mayor—"f" was removed.

Resolutions 3 a and b removed.

Richard Baker, 1004 W. Lapeer, spoke opposing tax increase.

Mildred Caesar, 1346 Ada St., South Central Neighborhood, spoke on item from FMC Corp. relative to donating lot at Baker and Donora and presented letter.

Patience Drake, 6215 Balfour, spoke relative tax increase.

Elizabeth McGinnis, Miller Road Assoc., spoke.

Milton Quimby, 119 W. Miller Rd., spoke.

Laurence Martin, 350 W. Miller Rd., spoke.

Larry Lyons, 6249 Balfour, spoke.

Gladys Wright, 1103 W. Miller Rd., spoke.

Mary Ann Bishop, 313 E. Edgewood, spoke on budget and Edgewood.

Mr. Stevens, 1331 W. Miller Rd., spoke.

Bob Bishop, 135 W. Miller Rd., spoke.

REPORT OF COMMITTEE

The COMMITTEE ON GENERAL SERVICES approves the following applications and bonds for licenses:

AUTOMOBILE WRECKER —

Mitchell's Shell Service, 3206 W. Saginaw; University Service Center, 100 E. Saginaw, East Lansing, Mich.; Howdy Jones Standard Service, Inc., 3000 E. Saginaw; Don L's Towing, Inc., 724 Terminal Road.

THEATRE —

Spartan Twin West Theatre, Spartan Twin East Theatre, Pussycat Theatre.

RUBBISH HAULER —

Jesse F. Smith.

MECHANICAL DEVICE —

Pinball Pete's.

BOWLING ALLEY —

Cedarway Lanes, Velvet Rail.

CABARET —

Ramon's Restaurant and Lounge, Parthenon Restaurant.

Signed:

**WILLIAM A. BRENKE,
LOUIS F. ADADO,
Committee on General Services.**

By COUNCILMAN BRENKE—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

May 13, 1980

Honorable Mayor and Members
of the Lansing City Council

Re: Claim of Kenneth D. Heck in the
amount of \$30.00

Dear Mayor and Council:

The claimant has submitted this claim for the replacement cost of a pair of pants damaged due to wet paint on a park bench in Reutter Park on March 20, 1980. Mr. Heck has not substantiated the amount of this claim despite request for the same.

Michigan law exempts a municipality from tort liability in cases where the governmental agency is engaging in the exercise of a governmental function, MCLA 691.1407; MSA 3.996(107).

Establishment and maintenance of a public park is a governmental function and a municipality is governmentally immune from liability for injuries received due to the negligence of its employees in the maintenance thereof. *Royston v City of Charlotte*, 278 Mich 255; 270 NW 288 (1936); followed in *Collision v City of Saginaw*, 84 Mich App 325; 269 NW2d 586 (1978).

Therefore, since the City is legally immune from liability to reimburse Mr. Heck for his damages and because the amount of his damages is unsubstantiated, it is the recommendation of this office that the claim be denied.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BRENKE—

That we concur in the recommendation of the City Attorney and said claim be denied.

Carried.

May 13, 1980

Honorable Mayor and Members
of the Lansing City Council

Re: Claim of Wallace S. Parshall in the
amount of \$9.00

Dear Mayor and Council:

On April 8, 1980 Mr. Wallace S. Parshall filed a claim against the City of Lansing

alleging that on April 8, 1980, his automobile, while parked in the fourth level of the South Grand Avenue parking ramp, received white stain marks from a solution which was dripping from a crack in the ceiling above the parking space in which his vehicle was parked. Claimant submitted a receipt for \$9.00 for the labor which was performed by an employee of a local body shop in removing the white stains from the finish of his vehicle.

Information submitted to this office by the Traffic Department indicates that on January 31, 1979 the Traffic Department retained a consultant to inspect the City parking ramps, and advise the Traffic Department of maintenance problems and recommend any necessary repairs. The consultant advised the Traffic Department in July, 1979, at the conclusion of his study of the possibility of the existence of the specific problem which the claimant experienced in this situation unless the Traffic Department began a repair and maintenance program. The Traffic Department informs our office that a repair and maintenance program on the parking ramps will begin this summer. Also, the Traffic Department informs our office that this is the first notice of the actual existence of this problem in a specific location in the South Grand Avenue parking ramp.

Michigan law immunizes a municipality from tort liability when the municipality, through its employees, engage in the discharge of a governmental function. MCLA 691.1407; MSA 3.996(107). However, in MCLA 691.1406; MSA 3.996(106), the legislature provided for statutory exception to municipal immunity where dangerous or defective conditions exist in a public building and the municipality has had actual or constructive notice of a dangerous or defective condition. In *Green v Dept of Corrections*, 386 Mich 459, 464; 192 NW2d 491 (1971), the Michigan Supreme Court defined a "public building" as:

"One which exists as a benefit for the whole community and is operated and maintained by the governing body of that same community."

A City parking ramp would fall within the ambit of the Michigan Supreme Court definition of a "public building." However, the Traffic Department indicates that until Mr. Parshall's notification of the leak on the fourth level of the South Grand Avenue parking ramp, the Traffic Department was not aware of the existence of the problem at a specific location in the ramp, and took immediate steps to block the area off until repairs could be made.

Michigan law also excepts from municipal immunity situations where the municipality performs a non governmental function in a negligent manner. MCLA 691.1407; MSA 3.996(107). In *Parker v Highland Park*, 404 Mich 183; 273 NW2d 413 (1978) the majority of the Michigan Supreme Court defined a "governmental function" as an activity of such a peculiar nature that the activity could only be done by government. In this case the City of

Lansing participates along with private enterprise in attempting to provide parking in downtown Lansing.

It is basic textbook law that negligence does not require the existence of intent or desire to bring about the consequences which occur, but rather there must merely exist the risk of the occurrence or consequences, sufficiently great to lead a reasonable man to anticipate said consequences or occurrences and to fail to guard against it. See Prosser on Torts, 4th Ed., §31, p 145. Facts indicate that in July, 1979, a consultant specifically advised the Traffic Department of the possibility of the occurrence of the specific problem which happened to the claimant in the South Grand Avenue parking ramp, unless a maintenance program was initiated. Although the Traffic Department indicates that this summer the problem will be corrected, it is the conclusion of this office that in the intervening span of time between July, 1979 and Summer, 1980 the occurrence which damaged claimant's vehicle could have been anticipated by the City and is due to a defect in a public building.

Based upon the foregoing analysis, it is the recommendation of this office that the claim of Wallace S. Parshall should be paid by the City of Lansing.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BELEN—

That we concur in the recommendation of the City Attorney and the City Clerk be and she is hereby directed to draw a warrant on the City Treasurer in the amount of \$9.00 payable to Wallace S. Parshall.

Carried.

May 13, 1980

Honorable Mayor and Members
of the Lansing City Council

Re: Claim of Arthur E. Hotchkiss in the
amount of \$106.00

Dear Mayor and Council:

This matter was referred to this office for review and recommendation. The \$106.00 represents the amount of a special assessment placed against claimant's property at the corner of South Washington and Hein Avenue for weedcutting.

Inquiry by this office reveals that an error was made in notifying the owner of the property at issue prior to the work being done by the City contractor. As a result of that error, the special assessment has been rescinded and this claimant has been so notified.

In light of the above facts this claimant does not desire to pursue this claim, and it

is the recommendation of this office that the claim be denied.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

Received and placed on file.

May 13, 1980

Honorable Mayor and Members
of the Lansing City Council

Re: Claim of Sharon McCarty in the
amount of \$62.00

Dear Mayor and Council:

On March 7, 1980, Sharon McCarty filed a claim against the City of Lansing alleging that on February 29, 1980, the Lansing Police Department arrested the claimant along with her passenger outside the Bank of Lansing building. Both the claimant and her passenger were taken to jail and the claimant's vehicle was towed to the police garage. Later it was ascertained that the claimant was not involved in any criminal activity and the claimant was released. When the claimant attempted to recover her vehicle she was informed that the linkage of her vehicle had been disconnected by the operator of the tow truck in order to tow her vehicle to the police station, and that it was still not drivable. The claimant was forced to walk home and wait for someone to call her in regards to her vehicle. After four (4) days had passed, the claimant was notified that her vehicle had been towed back to the gas station from the police station. The bill for each tow was \$25.00, and the storage fee was \$3.00 per day. As a result, claimant alleges that she had to pay a total of \$62.00 in order to recover her vehicle from storage.

Information provided to this office by the Lansing Police Department indicates that it is the general policy of the Lansing Police Department to pay the towing bill for a vehicle which is towed in on an arrest and the defendant is subsequently released. In this particular case, due to an oversight, the towing bill was never forwarded on to the proper source in the Police Department and the towing bill was left in the claimant's vehicle which had been towed back out to the gas station.

Michigan law immunizes a municipality from tort liability when the employees of the municipality are engaged in the discharge of a governmental function. MCLA 691.1407; MSA 3.996(107). Michigan appellate law is clear that a policeman is engaging in a governmental function when making an arrest. *Tung Gan Lee v City of Utica*, 83 Mich App 679; 269 NW2d 267 (1978).

Despite the City's possible claim of governmental immunity in this matter, past practice and present policy by the Police Department would not have required the

claimant to pay the towing and storage charges of her vehicle in this particular instance. Therefore, based upon the Lansing Police Department's own independent investigation of this incident, the Lansing Police Department has authorized the payment in full of Sharon McCarty's claim and this matter should be considered closed. Attached find a copy of the Lansing Police Department's check for \$62.00 which was mailed to the claimant.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

Received and placed on file.

May 13, 1980

Honorable Mayor and Members
of the Lansing City Council

Re: Claim of Ruth A. Corcoran in the
amount of \$100.00

Dear Mayor and Council:

Claimant alleged that on March 1, 1980, at 9:30 a.m., while traveling westbound in the 700 block of East Shiawassee Street, her vehicle hit a manhole cover that flipped up in the left lane which caused the two right side, front and rear wheels to hit the manhole and the rims to bend and the tires to go flat. Claimant submitted a paid repair bill in the amount of \$215.57 for costs to replace two rims and two tires, and for a front end alignment. However, claimant's insurance covered \$115.57 of the repair bill, therefore she seeks reimbursement in the amount of \$100.00.

Mr. Howard G. McCaffery of the Public Service Department of the City of Lansing informed this office that on March 1, 1980 at 10:30 a.m. his department received a call from the Lansing Police Department relaying that a manhole cover was missing, and a crew was sent out to search the 700, 800 and 900 blocks of East Shiawassee Street and found nothing missing. He concludes that the manhole cover must have been replaced following the accident. His department had no previous knowledge or notification of any defect at this location prior to the date of the alleged occurrence stated above by claimant.

MCLA 691.1402; MSA 3.996(102) provides in pertinent part:

"Each governmental agency having jurisdiction over any highway shall maintain the highway in reasonable repair so that it is reasonably safe and convenient for public travel. Any person sustaining bodily injury or damage to his property by reason of failure of any governmental agency to keep any highway under its jurisdiction in reasonable repair, and in condition reasonably safe and fit for travel, may recover the damages suffered by him from such governmental agency."

MCLA 691.1403; MSA 3.996(103) provides in part:

"No governmental agency is liable for injuries of damages caused by defective highways unless the governmental agency knew, or in the exercise of reasonable diligence should have known, of the existence of the defect and had a reasonable time to repair the defect before the injury took place."

Based on the foregoing statutory provisions and the facts presented by this claim, it is apparent that the City of Lansing had no notice of any defect existing at the above stated location prior to the date the alleged incident occurred. Therefore, it is the recommendation of this office that the claim be denied on the basis of governmental immunity.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN LINDEMANN—

That we concur in the recommendation of the City Attorney and said claim be denied.

Carried.

May 13, 1980

Honorable Mayor and Members
of the Lansing City Council

Re: Claim of Georgia Beacham in the
amount of \$122.00

Dear Mayor and Council:

This matter was referred to this office for review and recommendation. The amount of this claim represents a special assessment for an alleged trash clean up at property owned by this claimant at 1230 W. Lenawee Street.

Inquiry by this office reveals that this special assessment was erroneously charged against this claimant's property in that no work was performed at 1230 W. Lenawee Street. As a result of that error by the City contractor, the assessment has been removed from this claimant's property.

In view of the above facts, this claim has been resolved to the satisfaction of this claimant, and it is the recommendation of this office that the claim be denied.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

Received and placed on file.

May 13, 1980

Honorable Mayor and Members
of the Lansing City Council

Re: Claim of Patricia Nemeth in the amount of \$145.00

Dear Mayor and Council:

The above captioned claim was referred to this office for investigation and recommendation.

On February 8, 1980, at approximately 12:30 p.m. the claimant phoned the Lansing Fire Department requesting emergency ambulance service. According to the Fire Chief, at the time the above request was made, the Fire Department emergency vehicles were all unavailable. The Fire Department called Mercy Ambulance Service, Inc., and requested that it respond to the call.

The claimant is a resident of the City of Lansing and this was an emergency situation. Lansing City Charter, Article 4, Chapter 3, Section 4-303.5 provides:

"The Department shall maintain and operate such ambulance, inhalator, and other life saving and emergency services as the welfare of the inhabitants of the City may require and as the Council may direct."

Based upon the above Charter provision it appear that the City is responsible for the costs of this private ambulance service. Therefore, it is the recommendation of this office that the claim be allowed and a check for the above amount be forwarded to Mercy Ambulance Service, Inc., on behalf of the claimant.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BELEN—

That we concur in the recommendation of the City Attorney and the City Clerk be and she is hereby authorized to draw a warrant on the City Treasurer in the amount of \$145.00 payable to Mercy Ambulance Service, Inc.

Carried.

May 13, 1980

Honorable Mayor and Members
of the Lansing City Council

Re: Claim of Roy D. Zillgitt in the amount of \$392.81

Dear Mayor and Council:

Claimant alleged that on March 26, 1980 at approximately 1:00 a.m., while traveling in the 800-900 blocks of Westmoreland Avenue, his vehicle struck a chuckhole which upon impact broke a spring, damaged the vehicle's body, bent a tire rim and flattened tire. Therefore, he seeks reimbursement in the amount of \$392.81, the amount of the lowest of the three repair estimates submitted by him.

Mr. Howard G. McCaffery of the Public Service Department of the City of Lansing informed this office that his Department received two calls, one at 10:12 a.m. and another call from Councilman Gunther at 10:26 a.m. on March 26, 1980 concerning the chuckholes at 925 Westmoreland and a crew was sent out immediately thereafter and filled them.

MCLA 691.1402; MSA 3.996(102) provides in pertinent part:

"Each governmental agency having jurisdiction over any highway shall maintain the highway in reasonable repair so that it is reasonably safe and convenient for public travel. Any person sustaining bodily injury or damage to his property by reason of failure of any governmental agency to keep any highway under its jurisdiction in reasonable repair, and in condition reasonably safe and fit for travel, may recover the damages suffered by him from such governmental agency."

MCLA 691.1403; MSA 3.996(103) provides:

"No governmental agency is liable for injuries or damages caused by defective highways unless the governmental agency knew, or in the exercise of reasonable diligence should have known, of the existence of the defect and had a reasonable time to repair the defect before the injury took place."

Based upon the foregoing statutory provisions, it is apparent that the City had no knowledge of the existence of the chuckholes at 925 Westmoreland before the accident on March 26, 1980. Therefore, it is the recommendation of this office that the claim be denied on the basis of governmental immunity.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN LINDEMANN—

That we concur in the recommendation of the City Attorney and said claim be denied.

Carried.

DATE: 5/14/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Director of Building Safety and Development. Re: Trash Removal Assessment.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

By COUNCILMAN LINDEMANN—

That we concur in the recommendation of the Mayor and said assessments be placed on the December assessment roll.

Carried.

DATE: 5/14/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Public Service Director. Re: Public Improvement I—construction of curb and gutter on Bristol Road from Reo Road south to end of street.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

May 15, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

The Sunshine Recreation Corporation, which operates the Potter Park Canoe Rental Concession, has requested permission to increase its hourly rate from \$2.50 to \$3.00 per hour and all day rate from \$12.50 to \$15.00 per day for the remaining two (2) years of its five (5) year contract. The concessionaire has cited various increases which he feels justifies the proposed increases.

The City of Lansing receives 18.1% of the gross income from this concession. In 1979, the gross income was \$18,781.25, of which \$3,399.50 was returned to the City. Assuming constant usage, the City could expect to receive nearly \$4,100.00 in 1980, if this increase is approved. I submit this to you with my recommendation for your approval.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 5/15/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group. Re: Anthony Nosal request for establishment of Commercial Redevelopment District.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 5/15/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group. Re: Duncan Investment, Inc., request for establishment of Commercial Redevelopment District.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 5/15/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the City Assessor. Re: Opinion of Value for fifteen feet of City owned lot on N. Clemens Ave.

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 5/15/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Administrative Assistant. Re: Request for Street Closing

(Capitol Ave. from Washtenaw to Kalamazoo, June 21, 1980—Noon to 1:30 p.m.)

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

By COUNCILMAN LINDEMANN—

That we concur in the recommendation of the Mayor and said street closing be approved.

Carried.

May 15, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

Attached for your review is a report from Manpower Director John Houldsworth and information on the success of the Comprehensive Employment and Training Act (CETA) program for fiscal year 1979.

As Mr. Houldsworth indicates, the report is contrary to the accusations of poor performance in the CETA program contended by former Councilman Richard Baker. Mr. Baker accused the City of Lansing of not fully utilizing CETA funds at its disposal.

In reality, the City was able to expend more of its CETA dollars for less administrative cost than any other program agent.

Mr. Houldsworth notes that the City's positive termination rate—the placement rate of CETA participants in unsubsidized employment — was lower than for other program agents. I would emphasize Mr. Houldsworth's point that many CETA participants were assigned to non-profit agencies with little or no funds to eventually provide unsubsidized jobs. It was those agencies which Mr. Baker wished to fund to a greater extent, thereby causing further administrative headaches and less opportunity for positive terminations.

The report is sent for your information. I would recommend that City Council's representatives to the Tri-County Regional Manpower Consortium extended an appropriate accommodation to Mr. Houldsworth for the success of his program.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file with copies to Councilmen Brenke, McKane and Gunther.

May 15, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan

Dear Council President and Members:

This is to inform you that a contract settlement between the City of Lansing and Lansing Firefighters Local 421, I.A.F.F. has been reached for a new two year agreement effective July 1, 1980, and continuing through June 30, 1982. The settlement has been ratified by the Firefighters, therefore, I request that this matter be placed on the Council Committee of the Whole Agenda for consideration at its next meeting—presumably May 22, 1980.

Mr. Kintz will be available at that time to supply information as to the impact of the settlement and to answer any questions you may have related thereto with a view to placement of the settlement on the May 28, 1980, City Council Meeting Agenda for a ratification vote.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

May 15, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

In the adoption of the City's Fiscal Year 1979-1980 budget, the following stipulation was imposed by City Council:

"Be It Further Resolved, that the \$250,000 budgeted for the S. Washington Mall not be spent until the City Council has adopted an assessment program for the South Washington Mall which includes assessing to provide free parking in the Central Business District for a stipulated number of hours and one or more of the following: Institutional Advertising; Mall Maintenance; and/or Mall Security;"

A proposed special assessment program was submitted to City Council on November 29, 1979, after extensive work by the Planning Department, Parks and Recreation Department, Finance Department, and Traffic Division. The Downtown Business Council responded with its own proposal very recently. That proposal included several assumptions which are not realistic for the City's participation in such a program.

During a recent Committee of the Whole meeting in which the subject of specialized parking control equipment was discussed, the parking proposal was also mentioned. At that time representatives of the Downtown Business Council concurred with increased participation in the parking validation program and agreed that the special assessment for "free" parking was not realistic.

My staff is proceeding to develop specifications for maintenance of the S. Washington Mall to be handled on a bid basis by private contractors.

The time has passed for the City Assessor to include any special assessment on the July tax roll. However, for improvements to be made to the 100 Block S. Washington, it is necessary for bidding to be done now and for construction to begin in early July. For that reason, I would recommend that Council rescind its previous stipulation on the \$250,000 in the FY '79-80 Capital Improvements budget so that this money may be applied to the Mall renovation which will soon begin. I would recommend your expeditious action on this matter.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

By COUNCILMAN LINDEMANN—

That the council recess for a period of 10 minutes.

Carried.

Council recessed at 8:30 p.m. and reconvened at 8:40 p.m.

RESOLUTIONS

By COMMITTEE ON GENERAL SERVICES—

Resolved by the City Council of the City of Lansing:

That the United Auto Workers request for a 24 hour liquor permit to be used at the Riverfest and Labor Day Rally on September 1, 1980, is hereby approved provided the special 24 hour permit is obtained from the Liquor Control Commission.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Blair, Lindemann, Worthington—5.

Nay: Councilman Brenke—1.

By COMMITTEE ON GENERAL SERVICES—

Resolved by the City Council of the City of Lansing:

That the Greater Lansing Chapter of the A. Phillip Randolph Institute's request for a Black Cultural Festival to be held at Riverfront Park, and a special 24 hour liquor permit on June 14, 1980 is hereby approved provided the special permit is obtained from the Liquor Control Commission.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Blair, Lindemann, Worthington—5.

Nay: Councilman Brenke—1.

By COMMITTEE ON GENERAL SERVICES—

Resolved by the City Council of the City of Lansing:

Resolved by the City Council of the City of Lansing the request for transfer of 1979 B-Hotel license with the Sunday Sales from Cedar-Lansing, Inc., to Harley Hotels, Inc., is hereby approved subject to fulfillment of all requirements of the Michigan Liquor Control Commission.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON GENERAL SERVICES—

Resolved by the City Council of the City of Lansing:

Whereas, the Charter of the City of Lansing calls for a Board of Ethics to render advisory opinion relative to standards of conduct for City officers or employees, and

Whereas, the Board of Ethics comprised of five members, the City Clerk, the City Attorney, and three public members has been meeting regularly for several months, and

Whereas, the Board of Ethics has filed its Rules of Procedure with the Council and

Whereas, the Committee on General Services has reviewed said Rules of Procedure, now

Therefore, Be It Resolved, the City Council of the City of Lansing hereby approves the Rules of Procedure as presented by the Board of Ethics.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the request of the Michigan Capital Girl Scout Council and the Chief Okemos Council, Boy Scouts of America, for street closing on Grand Avenue, between Shiawassee and Saginaw Streets, on Saturday, May 31, 1980, in conjunction with the Scout fair 1980, is hereby approved, having received approval from appropriate departments and the Mayor.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the request of the Lansing School District for City co-sponsorship of "Fun Day 80" is hereby approved for this event to be held June 19, 1980, and the fee for use of the City's Showmobile is hereby waived, and the Mayor is requested to help the School District coordinate this event.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the request of Valerie Lou, on behalf of Stonewood Drive residents, to block off Stonewood Drive between Shelter and Hillgate for a block party on May 25, 1980, 1-10 p.m., is hereby approved.

Adopted by the following vote:

Unanimously.

By PHYSICAL DEVELOPMENT
COMMITTEE—

Resolved by the City Council of the City of Lansing:

P-2-80

Markland Subdivision
Final Preliminary Plat

Whereas Roy Markey has requested final approval of the preliminary plat of Markland Subdivision; and

Whereas the Planning Department, in accord with the provisions of Section 37-

8(5) of the Lansing Subdivision Regulations Ordinance, has reviewed this application and recommended approval thereof; and

Whereas the Physical Development Committee of City Council has reviewed the report of the Planning Department and concurs therewith;

Now, Therefore, Be It Resolved that the preliminary plat of Markland Subdivision be given final approval subject, however, to all conditions as set forth by the City Council at the time of tentative preliminary approval.

Adopted by the following vote:

Unanimously.

By PHYSICAL DEVELOPMENT
COMMITTEE—

Resolved by the City Council of the City of Lansing:

P-4-80

Markland Heights Subdivision
Final Preliminary Plat

Whereas Roy Markey has requested final approval of the preliminary plat of Markland Heights Subdivision; and

Whereas the Planning Department, in accord with the provisions of Section 37-8(5) of the Lansing Subdivision Regulations Ordinance, has reviewed this application and recommended approval thereof; and

Whereas the Physical Development Committee of City Council has reviewed the report of the Planning Department and does concur therewith;

Now, Therefore, Be It Resolved that the preliminary plat of Markland Heights Subdivision be given final approval subject, however, to all conditions as set forth by the City Council at the time of tentative preliminary approval.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PHYSICAL
DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

LS-20-80

3205 Maloney

More particularly described as:

Lot 376 of Pleasant Grove Subdivision No. 1, and that part of Lot 377 of said Pleasant Grove Subdivision No.

1, described as, commencing at a point on the easterly line of said Lot 377, 46.8 feet northwesterly from the southwest corner of said lot and southeasterly 46.8 feet along the easterly line of said lot, to the southeast corner of said lot, thence west 192 feet to the southwest corner of said lot; thence northwesterly 36.3 feet along the easterly line of Maloney Street to the centerline of the ditch (if extended westerly); thence northwesterly in a straight line along the centerline of the ditch to the place of beginning, according to the recorded plat thereof and subject to any restrictions of record, City of Lansing, Ingham County, Michigan; and

Whereas on January 29, 1975 the City Council approved a lot split for the above described property which created two (2) parcels; one of which was described as:

The south 55 feet of Lot 376, Pleasant Grove Subdivision No. 1, City of Lansing, Ingham County, Michigan; and

Whereas Thomas Nurenberg has requested that this parcel be increased by one (1) foot in width; and

Whereas the Planning Department has reviewed this request and has found that it meets the intent of what was originally approved providing for the development of single family homes; and

Whereas the Physical Development Committee of City Council has reviewed this request and recommends that the revised lot division be approved;

Now, Therefore, Be It Resolved that in accordance with Section 37-27 of the Subdivision Control Ordinance, the above described property be divided as follows:

Parcel A—The south 56 feet of Lot 376, Pleasant Grove Subdivision No. 1, City of Lansing, Ingham County, Michigan, subject to any restrictions of record.

Parcel B—The north 14 feet of Lot 376 and that part of Lot 377 described as: Commencing at a point on the easterly line of Lot 377, 46.8 feet northwesterly from the southeast corner of said lot; thence southeasterly 46.8 feet along the easterly line of the lot to the southwest corner of said lot; thence west

192 feet to the southwest corner of said lot; thence northwesterly 36.3 feet along the easterly line of Maloney Street to the centerline of the ditch (if extended westerly); thence northwesterly in a straight line along the centerline of the ditch to the place of beginning according to the recorded plat thereof and subject to any restrictions of record.

Adopted by the following vote:

Unanimously.

By PHYSICAL DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Resolved by the City of Lansing, that Ed Moyer and Mary Littlejohn be confirmed for the Zoning Board of Appeals as recommended by the Mayor for a term expiring June 30, 1984.

By COUNCILMAN LINDEMANN—

That the resolution be amended as follows:

That the name of Mary Littlejohn be removed from the resolution.

Carried.

The resolution as amended was adopted by the following vote:

Unanimously.

ZONINGS

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 18th day of November, 1958, in the following particulars, viz:

That property described as:

Z-12-80 — 311 East Rockford Rd. and 2327 Maplewood Avenue,

be re-zoned from "B" One Family Residential District to "J" Parking District and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 9th day of June, 1980, at 7:00 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By COUNCILMAN BRENKE—

Resolved by the City Council of the City of Lansing:

That the following transfers be made:

\$450,000.00 from Estimated Revenues
A/C 858-000-000-160

69,418.00 from Depreciation, Extension &
Improvement Fund
A/C 585-000-000-377

\$136,500.00 to Major Maint.—Ramp
No. 1 S. Grand
A/C 585-571-451-931.01

183,750.00 to Major Maint.—Ramp
No. 2 S. Capitol
A/C 585-571-452-931.01

146,836.00 to Major Maint.—Ramp
No. 3 N. Grand
A/C 585-571-453-931.01

52,332.00 to Major Maint.—Ramp
No. 4 N. Capitol
A/C 585-571-454-931.01

I hereby certify that this is a properly
drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Adopted by the following vote:

Unanimously.

By COUNCILMAN BRENKE—

Resolved by the City Council of the City
of Lansing:

That the following transfers be made:

\$ 450.00 from General Fund—Estimated
Revenues
A/C 101-000-000-160

450.00 from District Court—Estimated
Revenues
A/C 760-000-000-160

\$ 450.00 to Gen. Fund—Dist. Ct.
Expenditures
A/C 101-136-000-700

450.00 to Dist. Ct.—Professional
Services
A/C 760-136-000-801

\$8,000.00 from Estimated Revenues
A/C 101-000-000-160

\$8,000.00 to Auction Expense—
Central Garage
A/C 101-222-000-959

\$ 288.00 from Major St. Improvements—
Act 51 Fund
A/C 202-453-613-974

\$ 288.00 to Trunkline Improvements
A/C 202-453-612-974

\$5,258.25 from Wages—Hourly
A/C 203-478-000-706

2,141.70 from Fringe Benefits
A/C 203-478-000-715

3,141.79 from Materials
A/C 203-478-000-782

4,127.95 from Equipment Rental—Act 51
Local St. Fund
A/C 203-478-000-943

\$10,422.00 to Wages—Hourly
A/C 203-468-000-706

4,247.49 to Fringe Benefits
A/C 203-468-000-715

I hereby certify that this is a properly
drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Adopted by the following vote:

Unanimously.

President Adado requested permission to
read the following budget message.

May 19, 1980

Honorable Mayor Gerald W. Graves and
Residents of the City of Lansing

Dear Mayor Graves and City Residents:

On behalf of the Lansing City Council,
I offer the following information regarding
the proposed budget and tax levy for fiscal
year 1980-81.

The City Council received the Mayor's
recommended budget on March 24, 1980.
The Mayor proposed a General Fund Budg-
et of \$47,292,764 and a City tax rate of
12.07 mills, representing a 1.37 mill in-
crease over the current rate. Estimated
revenues for next year, including that
amount from the tax increase, are still not
enough to balance the budget, so the fund
balance, or "Rainy Day Fund," will be re-
duced by the needed amount.

During April, the Council conducted
budget hearings with heads of City Depart-
ments. We found that the Mayor had cut
quite a bit from the budgets requested by
the departments. In particular, many pro-
posed equipment purchases were deferred.
The Mayor also recommended funding for
less than 20 percent of the requests for
Capital Improvement projects.

In late April, the Mayor provided updated
information on revenues and expenses. A
more refined estimate of property tax re-
venue added \$137,073 to the available funds
for the budget, bringing the total to
\$47,429,837. The Mayor also recommended
increasing various budgets to reflect the
proposed increase in postage costs, which
will take effect January 1, 1981, if ap-
proved. These increases add up to \$47,157.

The Council made some other changes in
fund distribution without changing the total
figure. From our own budget, we deleted
\$4,000 for conferences and workshop ex-
penses. We added \$10,000 for a publica-

tions account, with which we will produce a brochure designed to attract new business and residents to Lansing. The Council also subtracted \$19,084 from our Internal Audit Division's salary account by deleting one auditor position.

Based on information provided by the District Court, we decided to fund a new judge position. The Michigan Supreme Court recommended that Lansing's District 54-A be allowed an additional position, and state legislation to permit this action is in the final stages of passage. Salary and peripheral expenses total \$52,800 so the District Court budget is now \$1,181,670.

For the second straight year, the Council has approved \$47,000 for summer recreation programs in neighborhood parks, even though the Mayor chose not to include them. With gasoline prices, higher unemployment and a recession hitting our City pretty hard, we expect residents to look for recreation close to home. The Council considers this appropriation a contribution toward crime prevention as well as recreation, since having our youth involved in these programs keeps them busy in a constructive activity.

The Council added \$5,200 for a part-time clerk in the Human Relations Office, where one Secretary has been overloaded with clerical tasks for a seven-person staff.

We also chose to add \$10,000 each to two human service agencies partially funded by the City. With these additions, the Council on Child Abuse and Neglect will receive \$25,000 and the Ingham County Substance Abuse Program will get \$30,000. Both programs have been forced to cut back the scope of their services due to funding decreases from other sources.

The Council made some adjustments to the Capital Improvements budget, cutting it back to \$2,448,841. We deleted \$40,000 from an account set up to fund miscellaneous consultant studies, bringing the amount down to \$10,000 or the same as the current year. We again ask the Administration to advise us of the need for studies on an individual basis. If the Council concurs with the necessity, each study will be funded.

We eliminated \$60,000 for a pedestrian overpass on Miller Road, since a crossing guard near the North Elementary School would be cheaper over the long run.

The Council allocated \$25,000 toward its \$125,000 commitment to the Lake Lansing Dredging project, and \$15,000 to design a new access road to Lansing General Hospital.

Looking at the entire picture, we can simplify the budget and property tax levy as expenses versus income. The expenses of running this City Government have risen with inflation. We pay more for gasoline, for utilities, for contract work, and especially for the labor contracts with our City employees. More than three of every four

dollars in this year's budget go directly to employee salaries and fringe benefits.

In years past, the City Council has attempted to avoid the layoff of those employees whose positions were funded by outside revenue, such as CETA, the Community Development Block Grant, and other grants. As a result, the funding for many of these positions were transferred to the City General Fund. Right now we are relying on attrition to help cut down personnel costs, by not immediately filling vacancies as they occur. In the coming year, however, we will be closely examining various programs to see where cuts can be made and positions eliminated. Only by reducing the size of the City staff can we make noticeable cuts in the budget.

The property tax is one of very few sources of income that the City Council can control. In recent years, with a strong economy and low unemployment, the tax rate went from 13.23 mills in 1976-77 to 11.49 mills in 1977-78, down to 10.70 mills in 1978-79, where it still is today. The City received enough money from the income tax to offset rising expenses without increasing the property tax, which accounts for less than one-quarter of our annual revenue. Now we have more unemployment in the local area, as the entire nation begins a recession of unpredictable length or impact. Revenue from the income tax may actually go down next year if high unemployment continues. We already know that there will be a reduction in state-shared revenue.

Ultimately, we have a choice of the lesser of two evils. We can raise the property tax levy by the amount recommended by the Mayor. By doing so, we can fund all of the programs in the budget and expect with a reasonable degree of certainty to remain solvent. This approach takes into account the recession, declining revenues from other sources, and the need to maintain a reasonable fund balance in case of emergency.

The other alternative, presuming that this Council is committed to all of the programs in the budget, is to keep the present tax rate, and make up the difference in revenue by digging deeper into the fund balance. This could be done if we anticipate no emergencies, no mid-year appropriations for unplanned activities, and no further losses of revenue from other sources. However, the Finance Director has said that we would not be able to balance next year's budget without a tax increase. In addition, we would be gambling for high stakes against a declining economy. In other words, we would be betting our financial future on the hope that the local area will improve in the next year, even though the majority of economists are predicting that the recession will last until 1982.

So, despite our close questioning of the Administration about the budget, the revenues we expect, and the options available, we still see a budget of \$47,429,837 and a property tax rate of 12.07 mills. As of our last budget session, the Council agreed this

is the best course of action under current circumstances.

We want to thank all those who helped prepare the budget, and all those who have made their feelings known to the Council. As we begin a new fiscal year, I call upon the Mayor, his departments, and the people of Lansing to work with us to make Lansing move forward in spite of the grim economic outlook.

Sincerely yours,

LOUIS F. ADADO,
President,
Lansing City Council.

The following spoke on the budget.

Councilman Blair.

Councilman Belen.

Councilman Brenke.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the Committee of the Whole has reviewed the Mayor's proposed budget for fiscal year 1980-1981, and

Whereas, various priority, programmatic, policy, and appropriation amendments resulted from this review, now

Therefore Be It Resolved, the City Council of the City of Lansing hereby approves and adopts the Mayor's proposed FY 80-81 budget as amended by the Committee of the Whole (amendments and appropriations attached), and

Be It Further Resolved, the City Council hereby adopts the Mayor's recommended tax rate for FY 80-81 of 12.07 mills, of which 11.25 mills shall be for general city operations and 0.82 mill for bonded debt service.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Lindemann, Worthington—5.

Nay: Councilman Blair—1.

CITY COUNCIL

CITY OF LANSING

FY 80-81 PROPOSED GENERAL FUND BUDGET

The City Council proposes to adopt the FY 80-81 Budget recommended by the Mayor and amended as follows:

City Council

Delete \$ 4,000 — Conference & Workshops

Add \$10,000 — Printing Brochure

Internal Audit

Delete (\$19,084)—Salaries—1 Auditor Position

District Court

Add (GF) \$52,800 — District Court Expenditures

Add \$23,130 — Salaries—New (Dist. Ct.) New Judgeship—Six Months

312 — Sick Time—New Positions

4,548 — Fringe Benefits

16,395 — Operating Expenses for Postage, Forms

3,405 — Professional Services—Transcripts

5,010 — Equipment—New Judge

Police

All salary line accounts be adopted as one total with individual divisional counts to serve as management tool and to provide historical data. That this also apply to corresponding fringe benefit line accounts.

Parks

Add \$37,100 — Salaries—Leisure Center

9,900 — Misc. & Operating Center

Planning

Change work program to define scope of Eastside study as being I-496 and Grand River and between I-69 and Pennsylvania.

Human Relations

Add \$ 5,200 — Wages—Temporary Help

City Support/Human Service Activities

Add \$10,000 — Child Abuse & Neglect—For Direct Service Only—No Administrative

\$10,000 — Comp. Substance Abuse—For County Jail Program

Fire

Add \$40,000 — Overtime

Capital Improvements

Add \$25,000 — Lake Lansing Drudges

\$15,000 — Lansing General Access Study	Accounting	12,850
Delete (\$40,000)— General Service	Assessor	2,300
(\$60,000)— Miller Road Overpass	City Clerk	510
Further, that all C.I.P. account balances in existing budget be carried forward except those where the project is complete or has been officially deleted from planned work program.	Finance/Ret.	500
	Income Tax	14,257
	Treasury	1,850
	Building	500
Miscellaneous	Parks	775
That funds for postage increases and income return mailings be added as follows:	Planning	600
	Operational Services	10,625
Elections \$ 890		\$45,157

CITY OF LANSING
GENERAL FUND AND FEDERAL REVENUE SHARING
SUMMARY OF ESTIMATED REVENUES
FOR THE FISCAL YEAR ENDING JUNE 30, 1981

	Amount	Percent
Tax Levy of \$11.25 per thousand on Assessed Valuation of \$982,381,417	\$11,051,790	23.30
Income Tax	14,000,000	29.51
Interest & Penalty on Taxes	80,000	.17
State Shared Revenues	7,358,000	15.51
Federal Revenue Sharing	3,100,000	6.54
Business Licenses & Permits	70,000	.15
Non-Business Licenses & Permits	200,000	.42
Charges for Services— Fees	40,000	.08
Charges for Services Rendered	150,000	.32
Charges for Services— Sales	60,000	.13
Recreation Fees	600,000	1.27
District Court Revenue	1,100,000	2.32
Interest & Dividend Earnings	1,700,000	3.58
Rents & Royalties	130,000	.27
Sale of Fixed Assets	170,000	.36
Contributions From Other Funds	3,300,000	6.96
Reimbursements	1,150,000	2.42
Other Income	50,000	.11
TOTAL REVENUES	\$44,309,790	93.42
Fund Balance — General Fund	3,120,047	6.58
TOTAL	\$47,429,837	100.00

GENERAL FUND AND FEDERAL REVENUE SHARING

SUMMARY OF APPROPRIATIONS

FOR THE FISCAL YEAR ENDING JUNE 30, 1981

Department	Fund General	Federal Revenue Sharing	Department Total
City Council	\$ 227,566		\$ 227,566
Internal Audit	156,100		156,100
Mayor	210,060		210,060
Program Coordinator	69,185		69,185
District Court	1,131,670		
Probation	142,410		
			1,274,080
City Clerk	169,770		
Election	141,230		
			311,000
Finance and Budget	273,623		
Accounting	389,375		
Assessments	630,160		
Income Tax	247,213		
Treasury	198,551		
Purchasing	150,730		
			1,889,652
Law	311,180		311,180
Administrative Services	56,750		
Warehouse	65,233		
Data Processing	815,743		
Central Garage	1,532,480		
Operational Services	173,363		
Property Management	1,144,732		
			3,788,301
Personnel	392,120		
Safety Office	64,045		
			456,165
Building Department	48,200		
Redevelopment	567,984		
Housing Development	91,300		
			707,484
Police	4,571,670	\$4,000,000	8,571,670
Fire	6,660,430		6,660,430
Emergency Services	54,540		54,540
Public Service	1,835,116		
Garbage Collection	352,000		
			2,187,116
Parks & Recreation	4,875,049		
Cemetery Fund	143,021		
			5,018,070
Civic Center	442,373		442,373
Lansing Senior Center	45,001		45,001
Planning	671,729		671,729
Human Relations	182,600		182,600
Human Resources	287,552		287,552
General Administration	9,959,000		9,959,000
City Supported Human Service Activities	1,100,142		1,100,142
Capital Improvements	2,448,841		2,448,841
Reserve for Contingency	300,000		300,000
Reserve for Emergency	100,000		100,000
TOTAL	\$43,429,837	\$4,000,000	
GRAND TOTAL GENERAL FUND AND REVENUE SHARING			\$47,429,837

GENERAL FUND
CITY OF LANSING BUDGET
FOR THE FISCAL YEAR ENDING
JUNE 30, 1981

CITY COUNCIL

101-101-000-702	Salaries & Longevity	\$ 159,766	
101-101-000-707	Wages—Temporary Help	1,200	
101-101-000-729	Printing & Supplies	10,000	
101-101-000-740	Operating Supplies	8,100	
101-101-000-741	Miscellaneous & Operating Expenses.....	4,000	
101-101-000-741.01	Councilman Adado	500	
101-101-000-741.02	Councilman Belen	500	
101-101-000-741.03	Councilman Blair	500	
101-101-000-741.04	Councilman Brenke	500	
101-101-000-741.05	Councilman Gunther	500	
101-101-000-741.06	Councilman Lindemann	500	
101-101-000-741.07	Councilman McKane	500	
101-101-000-741.08	Councilman Worthington	500	
101-101-000-807	City Audit	24,000	
101-101-000-864	Conferences, Education & Training	500	
101-101-000-933	Equipment Repair & Maintenance	1,000	
101-101-000-963	Claims	15,000	
	TOTAL		\$ 227,566

INTERNAL AUDIT

101-105-000-702	Salaries & Longevity	\$ 151,000	
101-105-000-741	Miscellaneous & Operating Expenses.....	2,900	
101-105-000-864	Conferences & Workshops	1,200	
101-105-000-960	Education & Training	1,000	
	TOTAL		\$ 156,100

PROGRAM COORDINATOR

101-106-000-702	Salaries & Longevity	\$ 65,000	
101-106-000-741	Miscellaneous & Operating Expenses.....	4,185	
	TOTAL		\$ 69,185

DISTRICT COURT

101-136-000-700	District Court Expenditures	\$ 1,131,670	
	TOTAL		\$ 1,131,670

PROBATION

101-151-000-702	Salaries & Longevity	\$ 136,560	
101-151-000-711	Sick Leave Reimbursement	3,120	
101-151-000-741	Miscellaneous & Operating Expenses.....	2,230	
101-151-000-977	Equipment	500	
	TOTAL		\$ 142,410

MAYOR

101-171-000-702	Salaries & Longevity	\$ 193,700	
101-171-000-707	Wages—Temporary Help	600	
101-171-000-741	Miscellaneous & Operating Expenses	12,000	
101-171-000-864	Conferences & Workshops	1,000	
101-171-000-880	Community Promotion	2,500	
101-171-000-977	Equipment	260	
	TOTAL		\$ 210,060

ELECTION

101-191-000-702	Salaries & Longevity	\$ 69,410	
101-191-000-707	Wages—Temporary Help	3,200	
101-191-000-708	Overtime—Salary	900	
101-191-000-720	Wages—Election Inspection	44,610	
101-191-000-729	Printing & Forms	6,600	
101-191-000-741	Miscellaneous & Operating Expenses	10,890	
101-191-000-801	Professional Services	5,620	
	TOTAL		\$ 141,230

ACCOUNTING

101-201-000-702	Salaries & Longevity	\$ 318,600	
101-201-000-708	Overtime—Salary	15,000	
101-201-000-740	Operating Supplies	39,875	
101-201-000-741	Miscellaneous & Operating Expenses	800	
101-201-000-943	Equipment Rental	16,600	
	TOTAL		\$ 389,375

ASSESSOR

101-209-000-702	Salaries & Longevity	\$ 573,300	
101-209-000-707	Wages—Temporary Help	800	
101-209-000-708	Overtime—Salary	5,000	
101-209-000-721	Wages—Board of Review	8,925	
101-209-000-740	Operating Supplies	20,770	
101-209-000-741	Miscellaneous & Operating Expenses	1,965	
101-209-000-801	Professional Services	500	
101-209-000-860	Transportation Expense	13,720	
101-209-000-977	Equipment	5,180	
	TOTAL		\$ 630,160

LAW

101-210-000-702	Salaries & Longevity	\$ 264,130	
101-210-000-707	Wages—Temporary Help	12,500	
101-210-000-740	Operating Supplies	3,900	
101-210-000-741	Miscellaneous & Operating Expenses	4,000	
101-210-000-801	Professional Services	20,000	
101-210-000-977	Equipment	150	
101-210-000-980	Library	6,500	
	TOTAL		\$ 311,180

INVENTORY CONTROL AND WAREHOUSING

101-214-000-702	Salaries & Longevity	\$ 47,900	
101-214-000-740	Operating Supplies	950	
101-214-000-741	Miscellaneous & Operating Expenses	250	
101-214-000-820	Utilities	6,000	
101-214-000-930	Repair & Maintenance	9,000	
101-214-000-977	Equipment	1,133	
	TOTAL		\$ 65,233

CITY CLERK

101-215-000-702	Salaries & Longevity	\$ 95,700
101-215-000-707	Temporary Help	7,500
101-215-000-741	Miscellaneous & Operating Expenses.....	9,310
101-215-000-864	Conferences & Workshops	300
101-215-000-901	Advertising & Publishing	56,960
TOTAL		\$ 169,770

DATA PROCESSING

101-221-000-702	Salaries & Longevity	\$ 414,100
101-221-000-708	Overtime—Salary	5,100
101-221-000-741	Miscellaneous & Operating Expenses.....	17,300
101-221-000-920	Utilities	9,500
101-221-000-942	Building Rental	24,000
101-221-000-943	Equipment Rental	344,955
101-221-000-977	Equipment	785
TOTAL		\$ 815,743

CENTRAL GARAGE

101-222-000-702	Salaries & Longevity	\$ 399,580
101-222-000-707	Wages—Temporary Help	6,700
101-222-000-708	Overtime—Salary	11,000
101-222-000-710	Holiday Pay	450
101-222-000-740	Operating Supplies	9,500
101-222-000-741	Miscellaneous & Operating Expenses.....	100
101-222-000-751	Gasoline Reserve	50,000
101-222-211-751	Gasoline—Police	294,750
101-222-212-751	Gasoline—Fire	43,500
101-222-213-751	Gasoline—Other	75,000
101-222-211-781	Repair Parts—Police	72,200
101-222-212-781	Repair Parts—Fire	96,000
101-222-213-781	Repair Parts—Other	23,500
101-222-000-920	Utilities	13,400
101-222-000-930	Repair & Maintenance	2,500
101-222-215-933	Vehicle Washes	15,000
101-222-211-939	Accident Repair—Police	5,000
101-222-212-939	Accident Repair—Fire	600
101-222-213-939	Accident Repair—Other	2,500
101-222-000-959	Auction Expense	12,000
101-222-000-977	Equipment	39,200
101-222-000-985	Vehicles	350,000
101-222-006-985	Special Vehicle Equipment	10,000
TOTAL		\$ 1,532,480

FINANCE AND BUDGET

101-223-000-702	Salaries & Longevity	\$ 248,878
101-223-000-708	Overtime—Salary	250
101-223-000-740	Operating Supplies	17,000
101-223-000-741	Miscellaneous & Operating Expenses.....	6,480
101-223-000-977	Equipment	1,015
TOTAL		\$ 273,623

INCOME TAX

101-224-000-702	Salaries & Longevity	\$ 183,500
101-224-000-707	Wages—Temporary Help	3,910
101-224-000-729	Printing & Forms	19,000
101-224-000-730	Postage	22,657
101-224-000-741	Miscellaneous & Operating Expenses.....	17,986
101-224-000-977	Equipment	160
TOTAL		\$ 247,213

PERSONNEL

101-226-000-702	Salaries & Longevity	\$ 247,120
101-226-000-741	Miscellaneous & Operating Expenses.....	20,000
101-226-000-801	Professional Services—Legal	89,000
101-226-000-821	Arbitration Fees	11,000
101-226-000-823	Medical Services	25,000
	TOTAL	\$ 392,120

OPERATIONAL SERVICES (Printing and Microfilm)

101-228-000-702	Salaries & Longevity	\$ 53,000
101-228-001-702	Salaries & Longevity	41,700
101-228-000-740	Operating Supplies	1,000
101-228-001-740	Operating Supplies	9,800
101-228-000-741	Miscellaneous & Operating Expenses.....	25,625
101-228-001-741	Miscellaneous & Operating Expenses.....	100
101-228-000-930	Repair & Maintenance	13,500
101-228-001-930	Repair & Maintenance	5,300
101-228-000-943	Equipment Rental	650
101-228-000-977	Equipment	21,900
101-228-001-977	Equipment	788
	TOTAL	\$ 178,363

PURCHASING

101-233-000-702	Salaries & Longevity	\$ 127,300
101-233-000-740	Operating Supplies	5,000
101-233-000-741	Miscellaneous & Operating Expenses.....	5,565
101-233-000-959	Auction Expense	9,000
101-233-000-977	Equipment	865
101-233-001-977	Surplus Equipment	3,000
	TOTAL	\$ 150,730

TREASURY

101-253-000-702	Salaries & Longevity	\$ 179,200
101-253-000-708	Overtime—Salary	250
101-253-000-741	Miscellaneous & Operating Expenses.....	15,542
101-253-000-977	Equipment	3,559
	TOTAL	\$ 198,551

ADMINISTRATIVE SERVICES

101-257-000-702	Salaries & Longevity	\$ 56,000
101-257-000-741	Miscellaneous & Operating Expenses.....	750
	TOTAL	\$ 56,750

PROPERTY MANAGEMENT

101-265-000-702	Salaries & Longevity	\$ 169,000
101-265-000-706	Wages	213,000
101-265-000-708	Overtime—Salary	6,000
101-265-000-740	Operating Supplies	5,500
101-265-000-801	Contractual Services	164,262
101-265-001-920	Utilities—City Hall	258,000
101-265-002-920	Utilities—Washington Square Annex.....	49,000
101-265-003-920	Utilities—Genesee Center	7,200
101-265-004-920	Utilities—Jury Rowe	7,400
101-265-005-920	Utilities—Poxson	6,000
101-265-006-920	Utilities—Foster	19,000
101-265-000-931	Project Maintenance	144,000
101-265-001-931	Preventive Maintenance	31,000
101-265-002-931	Unscheduled Maintenance	56,000
101-265-000-933	Equipment Maintenance	1,000
101-265-000-977	Equipment	8,370
	TOTAL	\$ 1,144,732

BUILDING SAFETY AND DEVELOPMENT**Administration**

101-275-000-702	Salaries & Longevity	\$ 48,200	
	TOTAL		\$ 48,200

CEMETERY FUND

101-276-000-969	Cemetery Fund Contribution	\$ 143,021	
	TOTAL		\$ 143,021

POLICE DEPARTMENT**Administration Division**

101-305-000-702	Salaries	\$ 640,000	
101-305-000-708	Overtime—Salary	208,000	
101-305-000-708.01	Overtime—Civilian	3,600	
101-305-000-710	Holiday Pay	74,800	
101-305-000-712	Longevity	113,000	
101-305-000-723	Gun Allowance	40,650	
101-305-000-724	Clothing Allowance	19,500	
101-305-000-725	Dry Cleaning Allowance	25,865	
101-305-000-740	Operating Supplies	42,000	
101-305-000-741	Miscellaneous & Operating Expenses	38,970	
101-305-000-853	Telephone	40,600	
101-305-016-958	Evidence Fund—Metro	20,000	
101-305-000-977	Equipment	300	
	DIVISION TOTAL		\$ 1,267,285

Administrative Services Division

101-307-000-702	Salaries	\$ 192,500	
101-307-000-741	Miscellaneous & Operating Expenses	700	
101-307-000-977	Equipment	650	
	DIVISION TOTAL		\$ 193,860

Central Records Division

101-308-000-702	Salaries	\$ 676,000	
101-308-000-740	Operating Supplies	12,500	
101-308-000-741	Miscellaneous & Operating Expenses	3,514	
101-308-000-758	Uniforms	63,240	
101-308-000-930	Repair & Maintenance	10,500	
101-308-000-977	Equipment	1,450	
	SUB-TOTAL		\$ 767,204

LEMS

101-308-650-741	Miscellaneous & Operating Expenses	\$ 23,132	
	SUB-TOTAL		\$ 23,132
	DIVISION TOTAL		\$ 790,336

911 Emergency Operations Center

101-309-000-702	Salaries	\$ 692,000	
101-309-000-740	Operating Supplies	3,287	
101-309-000-741	Miscellaneous & Operating Expenses.....	39,713	
101-309-000-930	Repair & Maintenance	35,952	
101-309-000-977	Equipment	1,245	
	DIVISION TOTAL		\$ 772,197

Investigations Division

101-310-000-702	Salaries	\$ 790,000	
101-310-000-740	Operating Supplies	3,000	
101-310-000-741	Miscellaneous & Operating Expenses.....	2,081	
101-310-000-977	Equipment	1,150	
	DIVISION TOTAL		\$ 796,231

Uniform Division

101-316-000-702	Salaries	\$ 100,000	
101-316-000-707	Wages—Temporary Help	128,820	
101-316-000-740	Operating Supplies	13,630	
101-316-000-741	Miscellaneous & Operating Expenses.....	3,579	
101-316-000-977	Equipment	3,000	
	SUB-TOTAL		\$ 249,029

Beat Walking Program

101-316-001-702	Salaries	\$ 19,904	
101-316-001-708	Overtime—Salary	1,000	
101-316-001-712	Longevity	400	
101-316-001-725	Dry Cleaning Allowance	90	
	SUB-TOTAL		\$ 21,394

Helicopter

101-316-023-728	Dues & Subscriptions	\$ 113	
101-316-023-740	Operating Supplies	413	
101-316-023-741	Miscellaneous & Operating Expenses.....	12,562	
101-316-023-751	Fuel	39,330	
101-316-023-801	Professional Services	1,000	
101-316-023-920	Hangar/Range Utilities	6,500	
101-316-023-930	Repair & Maintenance	59,890	
101-316-023-977	Equipment	2,572	
	SUB-TOTAL		\$ 122,380
	DIVISION TOTAL		\$ 392,803

Personnel & Training Division

101-320-000-702	Salaries	\$ 185,300	
101-320-000-740	Operating Supplies	19,000	
101-320-000-741	Miscellaneous & Operating Expenses.....	2,054	
101-320-000-977	Equipment	4,200	
	DIVISION TOTAL		\$ 210,554

Radio Maintenance Division

101-325-000-702	Salaries	\$ 111,000
101-325-000-741	Miscellaneous & Operating Expenses.....	785
101-325-000-920	Utilities	5,000
101-325-000-930	Repair & Maintenance	11,600
101-325-000-977	Equipment	20,019

DIVISION TOTAL \$ 148,404

GRAND TOTAL POLICE \$ 4,571,670

FIRE DEPARTMENT**Administration Division**

101-337-000-702	Salaries	\$ 140,040
101-337-000-708	Overtime—Salary	500
101-337-000-710	Holiday Pay	450
101-337-000-712	Longevity	3,280
101-337-000-740	Operating Supplies	6,000
101-337-000-741	Miscellaneous & Operating Expenses.....	900
101-337-000-920	Utilities	121,630

DIVISION TOTAL \$ 272,800

Maintenance Division

101-338-000-702	Salaries	\$ 47,000
101-338-000-708	Overtime—Salary	300
101-338-000-710	Holiday Pay	900
101-338-000-712	Longevity	1,320
101-338-000-741	Miscellaneous & Operating Expenses.....	25,000
101-338-000-743	Chemicals	5,000
101-338-000-933	Equipment Maintenance	18,000
101-338-000-977	Equipment	24,500

DIVISION TOTAL \$ 122,020

Suppression Division

101-339-000-702	Salaries	\$ 4,639,270
101-339-000-708	Overtime—Salary	185,000
101-339-000-710	Holiday Pay	95,850
101-339-000-712	Longevity	114,700
101-339-000-722	Food Allowance	65,500
101-339-000-741	Miscellaneous & Operating Expenses.....	13,000

DIVISION TOTAL \$ 5,113,320

Prevention Division

101-341-000-702	Salaries	\$ 253,730
101-341-000-708	Overtime—Salary	5,000
101-341-000-710	Holiday Pay	4,500
101-341-000-712	Longevity	8,120
101-341-000-741	Miscellaneous & Operating Expenses.....	4,500
101-341-000-977	Equipment	360

DIVISION TOTAL \$ 276,210

Training Division

101-343-000-702	Salaries	\$ 64,670
101-343-000-710	Holiday Pay	900
101-343-000-712	Longevity	1,760
101-343-000-741	Miscellaneous & Operating Expenses.....	1,630
101-343-000-977	Equipment	1,350

DIVISION TOTAL \$ 70,310

Alarm Division

101-345-000-702	Salaries	118,690
101-345-000-708	Overtime—Salary	1,500
101-345-000-710	Holiday Pay	2,250
101-345-000-712	Longevity	2,860
101-345-000-741	Miscellaneous & Operating Expenses	1,000
101-345-000-930	Repair & Maintenance	9,500
101-345-000-977	Equipment	570

DIVISION TOTAL \$ 136,370

Radio Lab Division

101-347-000-741	Miscellaneous & Operating Expenses	\$ 3,300
101-347-000-977	Equipment	1,090

DIVISION TOTAL \$ 4,390

Dispatch Division

101-348-000-702	Salaries	\$ 136,800
101-348-000-708	Overtime—Salary	3,500
101-348-000-710	Holiday Pay	2,700
101-348-000-712	Longevity	3,520
101-348-000-741	Miscellaneous & Operating Expenses	2,450
101-348-000-930	Repair & Maintenance	1,400

DIVISION TOTAL \$ 150,370

Ambulance Division

101-349-000-702	Salaries	\$ 398,290
101-349-000-708	Overtime—Salary	20,400
101-349-000-710	Holiday Pay	8,100
101-349-000-712	Longevity	5,060
101-349-000-722	Food Allowance	5,400
101-349-000-740	Operating Supplies	16,000
101-349-000-741	Miscellaneous & Operating Expenses	4,090
101-349-000-930	Repair & Maintenance	2,300
101-349-000-977	Equipment	55,000

DIVISION TOTAL \$ 514,640

GRAND TOTAL—FIRE \$ 6,660,430

SAFETY

101-371-000-702	Salaries & Longevity	\$ 56,775
101-371-000-740	Operating Supplies	1,700
101-371-000-741	Miscellaneous & Operating Expenses	570
101-371-000-745	Safety Equipment	5,000

TOTAL \$ 64,045

BUILDING

101-380-000-702	Salaries & Longevity	\$ 543,700
101-380-000-708	Overtime—Salary	1,000
101-380-000-740	Operating Supplies	12,521
101-380-000-741	Miscellaneous & Operating Expenses	4,236
101-380-000-801	Professional Services	4,000
101-380-000-860	Transportation Expense	1,560
101-380-000-977	Equipment	967

TOTAL \$ 567,984

EMERGENCY SERVICES

101-426-000-702	Salaries & Longevity	\$	39,600
101-426-000-741	Miscellaneous & Operating Expenses.....		2,440
101-426-000-930	Repair & Maintenance		10,000
101-426-000-977	Equipment		2,500
TOTAL		\$	54,540

PUBLIC SERVICE DEPARTMENT**Traffic Division**

101-437-000-702	Salaries & Longevity	\$	56,654
101-437-000-708	Overtime—Salary		300
101-437-000-740	Operating Supplies		1,700
101-437-000-741	Miscellaneous & Operating Expenses.....		290
101-437-000-942	Building Rental		10,000
101-437-000-977	Equipment		8,000
DIVISION TOTAL		\$	76,944

Administration & Engineering

101-441-000-702	Salaries & Longevity	\$	454,596
101-441-012-706	Wages—Hourly, Survey & Plans.....		69,900
101-441-013-708	Overtime—Salary		550
101-441-000-710	Holiday Pay		65,000
101-441-000-711	Sick Leave		65,000
101-441-000-712	Longevity		36,000
101-441-000-713	Vacation Pay		105,000
101-441-000-740	Operating Supplies		6,500
101-441-000-761	Gasoline Reserve		25,000
101-441-000-881	Street Decoration		1,580
101-441-000-934	Radio Equipment Maintenance		3,000
101-441-000-945	Railroad Leases		2,500
101-441-000-977	Equipment		2,400
DIVISION TOTAL		\$	837,026

Public Works—Field Operations

101-442-000-920	Utilities	\$	54,000
101-442-000-931	Building Maintenance		13,000
ACTIVITY TOTAL		\$	67,000

Sidewalk—Snow & Ice Removal

101-443-000-706	Wages—Hourly	\$	10,958
101-443-000-943	Equipment Rental		10,500
ACTIVITY TOTAL		\$	21,458

Sidewalks—City Property

101-444-601-932	Temporary Sidewalk Repair Damage.....	\$	2,080
101-444-602-974	Contractual Services		156,000
ACTIVITY TOTAL		\$	158,080

Other Operations—Flood Control

101-445-017-706	Wages—Hourly	\$	4,960
101-445-017-920	Utilities		1,400
101-445-017-933	Equipment Maintenance		2,000
101-445-017-943	Equipment Rental		1,000
ACTIVITY TOTAL		\$	9,360

Storm Sewer Maintenance

101-445-018-706	Wages—Hourly	\$ 96,200	
101-445-018-740	Operating Supplies	13,000	
101-445-018-943	Equipment Rental	100,000	
	ACTIVITY TOTAL		\$ 209,200

Alleys—Snow Removal

101-448-000-706	Wages—Hourly	\$ 1,098	
101-448-000-943	Equipment Rental	1,200	
	ACTIVITY TOTAL		\$ 2,298

Major Maintenance

101-452-600-974	Alley Resurface	\$ 50,900	
101-452-601-938	Curb & Gutter Repair	125,000	
101-452-611-974	Street Resurfacing	203,000	
101-452-612-974	Cold Planning	25,500	
	ACTIVITY TOTAL		\$ 404,400

Miscellaneous Trash Pickup

101-528-000-706	Wages—Hourly	\$ 24,150	
101-528-000-740	Operating Supplies	1,200	
101-528-000-929	Landfill Fees	12,000	
101-528-000-943	Equipment Rental	12,000	
	ACTIVITY TOTAL		\$ 49,350
	GRAND TOTAL PUBLIC SERVICE AND TRAFFIC		\$ 1,835,116

GARBAGE & RUBBISH COLLECTION FUND

101-528-000-969	Garbage Collection Program Contribution	\$ 352,000	
	TOTAL		\$ 352,000

CIVIC CENTER

101-593-000-969	Civic Center Contribution	\$ 442,373	
	TOTAL		\$ 442,373

SENIOR CITIZENS' FACILITY

101-672-000-702	Salaries & Longevity	\$ 13,451	
101-672-000-707	Wages—Temporary Help	4,000	
101-672-000-740	Operating Supplies	4,000	
101-672-000-741	Miscellaneous & Operating Expenses	4,800	
101-672-000-920	Utilities	18,750	
	TOTAL		\$ 45,001

PARKS & RECREATION DEPARTMENT

ADMINISTRATION DIVISION

General Administration

101-692-000-702	Salaries & Longevity	\$ 298,600
101-692-000-706	Wages—Hourly	28,100
101-692-000-707	Wages—Contract	22,252
101-692-000-708	Overtime—Salary	500
101-692-000-709	Overtime—Hourly	1,600
101-692-000-712	Longevity	13,600
101-692-000-713	Vacation & Sick Leave	108,100
101-692-000-741	Miscellaneous & Operating Expenses.....	25,453
101-692-000-751	Gasoline Reserve	25,000
101-692-000-883	Special Events	40,000
101-692-000-977	Equipment	788
SUB-TOTAL		\$ 563,993

Oak Park Garage

101-693-000-702	Salaries & Longevity	\$ 54,700
101-693-000-706	Wages—Hourly	136,000
101-693-000-708	Overtime—Salary	300
101-693-000-709	Overtime—Hourly	4,200
101-693-000-741	Miscellaneous & Operating Expenses.....	5,725
101-693-000-751	Gasoline	1,375
101-693-000-977	Equipment	3,500
SUB-TOTAL		\$ 205,800
DIVISION TOTAL		\$ 769,018

City Market

101-694-000-702	Salaries & Longevity	\$ 52,600
101-694-000-707	Wages—Contract	750
101-694-000-708	Overtime—Salary	300
101-694-000-741	Miscellaneous & Operating Expenses.....	3,900
101-694-000-920	Utilities	15,600
SUB-TOTAL		\$ 73,150
DIVISION TOTAL		\$ 73,150

PARKS DIVISION

Parks Administration

101-718-000-702	Salaries & Longevity	\$ 94,700
101-718-000-706	Wages—Contract	16,103
101-718-000-740	Operating Supplies	1,230
101-718-000-799	Construction	8,000
101-718-000-920	Utilities	75,000
101-718-000-930	Repair & Maintenance	28,000
101-718-000-963	Taxes & Assessments	3,800
101-718-000-977	Equipment	92,500
SUB-TOTAL		\$ 319,333

Grounds Operations

101-718-100-702	Salaries & Longevity	\$ 65,900
101-718-100-706	Wages—Hourly	330,144
101-718-100-708	Overtime—Salary	750
101-718-100-709	Overtime—Hourly	6,500
101-718-100-740	Operating Supplies	10,000
101-718-100-751	Gas and Oil	32,800
101-718-100-933	Equipment Maintenance	30,000
SUB-TOTAL		\$ 476,094

Landscape and Horticulture

101-718-200-702	Salaries and Longevity	\$ 60,400
101-718-200-706	Wages—Hourly	133,700
101-718-200-708	Overtime—Salary	300
101-718-200-709	Overtime—Hourly	5,500
101-718-200-740	Operating Supplies	16,000
101-718-200-751	Gas and Oil	11,400
101-718-200-933	Equipment Maintenance	10,400
SUB-TOTAL		\$ 237,700

General Services

101-718-300-702	Salaries and Longevity	\$ 61,500
101-718-300-706	Wages—Hourly	158,900
101-718-300-708	Overtime—Salary	1,500
101-718-300-709	Overtime—Hourly	10,000
101-718-300-740	Operating Supplies	20,000
101-718-300-751	Gas and Oil	17,800
101-718-300-933	Equipment Maintenance	15,000
SUB-TOTAL		\$ 284,700

Potter Park Complex

101-719-000-702	Salaries & Longevity	\$ 62,700
101-719-000-706	Wages—Hourly	160,600
101-719-000-707	Wages—Contract	32,829
101-719-000-708	Overtime—Salary	2,000
101-719-000-709	Overtime—Hourly	15,500
101-719-000-741	Miscellaneous & Operating Expenses	6,887
101-719-000-742	Animal Food	29,900
101-719-000-751	Gasoline	1,563
101-719-000-920	Utilities	82,400
101-719-000-930	Repair & Maintenance	1,000
101-719-000-931	Building Maintenance	2,300
101-719-000-977	Equipment	1,740
SUB-TOTAL		\$ 399,419

Winter Operations

101-720-000-702	Salaries & Longevity	\$ 27,300
101-720-000-706	Wages—Hourly	15,100
101-720-000-707	Wages—Contract	12,818
101-720-000-708	Overtime—Salary	1,000
101-720-000-709	Overtime—Hourly	5,000
101-720-000-741	Miscellaneous & Operating Expenses	6,950
101-720-000-920	Utilities	25,600
101-720-000-930	Repair & Maintenance	2,000
101-720-000-977	Equipment	1,040
SUB-TOTAL		\$ 96,808

Golf Operations

101-721-000-702	Salaries & Longevity	\$ 54,400	
101-721-000-706	Wages—Hourly	118,600	
101-721-000-707	Wages—Contract	67,280	
101-721-000-708	Overtime—Salary	1,500	
101-721-000-709	Overtime—Hourly	16,800	
101-721-000-740	Operating Supplies	28,000	
101-721-000-741	Miscellaneous & Operating Expenses	22,210	
101-721-000-751	Gasoline	12,600	
101-721-000-754	Concession Supplies	52,500	
101-721-000-920	Utilities	20,000	
101-721-000-940	Rent—Golf Carts	17,500	
101-721-000-977	Equipment	10,782	
	SUB-TOTAL		\$ 422,172
	DIVISION TOTAL		\$ 2,236,226

RECREATION DIVISION**Administration**

101-725-500-702	Salaries & Longevity	\$ 52,200	
101-725-500-741	Miscellaneous & Operating Expenses	14,000	
101-725-500-751	Gasoline	2,000	
101-725-500-882	Special Programs	13,000	
101-725-500-920	Utilities	115,200	
	SUB-TOTAL		\$ 196,400

Kingsley Center

101-726-501-702	Salaries & Longevity	\$ 50,900	
101-726-501-706	Wages—Hourly	42,600	
101-726-501-707	Wages—Contract	34,720	
101-726-501-708	Overtime—Salary	1,000	
101-726-501-709	Overtime—Hourly	750	
101-726-501-741	Miscellaneous & Operating Expenses	3,500	
	SUB-TOTAL		\$ 133,470

Gier Community Center

101-726-502-702	Salaries & Longevity	\$ 41,100	
101-726-502-706	Wages—Hourly	42,900	
101-726-502-707	Wages—Contract	15,800	
101-726-502-708	Overtime—Salary	500	
101-726-502-709	Overtime—Hourly	850	
101-726-502-741	Miscellaneous & Operating Expenses	2,500	
101-726-502-977	Equipment	4,100	
	SUB-TOTAL		\$ 107,750

Competitive & Instructional Sports

101-727-500-702	Salaries & Longevity	\$ 42,100	
101-727-500-707	Wages—Contract	165,485	
101-727-500-708	Overtime—Salary	1,000	
101-727-500-709	Overtime—Hourly	1,500	
101-727-500-741	Miscellaneous & Operating Expenses	43,705	
	SUB-TOTAL		\$ 253,790

Community Activities & Aquatics

101-728-500-702	Salaries & Longevity	\$ 38,900	
101-728-500-706	Wages—Hourly	43,600	
101-728-500-707	Wages—Contract	90,933	
101-728-500-708	Overtime—Salary	400	
101-728-500-709	Overtime—Hourly	500	
101-728-500-741	Miscellaneous & Operating Expenses	9,000	
	SUB-TOTAL		\$ 183,333

Leisure Centers

101-728-501-707	Wages—Contract	\$ 37,100	
101-728-501-741	Miscellaneous & Operating Expenses	9,900	
	SUB-TOTAL		\$ 47,000

Special Recreation & Cultural Arts

101-729-500-702	Salaries & Longevity	\$ 78,800	
101-729-500-706	Wages—Hourly	29,500	
101-729-500-707	Wages—Contract	90,346	
101-729-500-708	Overtime—Salary	1,500	
101-729-500-709	Overtime—Hourly	1,500	
101-729-500-741	Miscellaneous & Operating Expenses	17,844	
101-729-500-801	Professional Services	1,587	
101-729-500-977	Equipment	184	
	SUB-TOTAL		\$ 221,261

Recreation Support

101-730-500-706	Wages—Hourly	\$ 139,300	
101-730-500-709	Overtime—Hourly	15,710	
101-730-500-740	Operating Supplies	19,000	
101-730-500-751	Gasoline	3,800	
101-730-500-930	Repair and Maintenance	10,000	
	SUB-TOTAL		\$ 187,810
	DIVISION TOTAL		\$ 1,330,814

FORESTRY DIVISION**Forestry & Landscape**

101-781-000-702	Salaries & Longevity	\$ 164,100	
101-781-000-706	Wages—Hourly	206,400	
101-781-000-708	Overtime—Salary	500	
101-781-000-709	Overtime—Hourly	6,500	
101-781-000-740	Operating Supplies	11,600	
101-781-000-751	Gasoline	33,546	
101-781-000-933	Equipment Maintenance	18,000	
101-781-000-943	Equipment Rental	4,500	
101-781-000-977	Equipment	19,920	
	SUB-TOTAL		\$ 465,066
	DIVISION TOTAL		\$ 465,066
	GRAND TOTAL PARKS & RECREATION		\$ 4,875,049

PLANNING

101-801-000-702	Salaries & Longevity	\$ 631,000	
101-801-000-707	Wages—Temporary Help	2,500	
101-801-000-740	Operating Supplies	23,600	
101-801-000-741	Miscellaneous & Operating Expenses	9,000	
101-801-000-831	Citizen Committee Expenses	4,000	
101-801-000-977	Equipment	1,629	
	TOTAL		\$ 671,729

REDEVELOPMENT DIVISION

101-821-000-702	Salaries & Longevity	\$ 91,300	
	TOTAL		\$ 91,300

HUMAN RELATIONS

101-896-000-702	Salaries & Longevity	\$ 146,850	
101-896-000-707	Wages—Temporary Help	31,700	
101-896-000-740	Operating Supplies	3,200	
101-896-000-741	Miscellaneous & Operating Expenses	850	
	TOTAL		\$ 182,600

HUMAN RESOURCES

101-915-000-702	Salaries & Longevity	\$ 278,000	
101-915-000-708	Overtime—Salary	3,462	
101-915-000-740	Operating Supplies	5,000	
101-915-000-741	Miscellaneous & Operating Expenses	925	
101-915-000-977	Equipment	165	
	TOTAL		\$ 287,552

GENERAL ADMINISTRATION

101-930-000-707	Temporary Help	\$ 10,000	
101-930-000-715	Fringe Benefits	7,465,000	
101-930-000-728	Dues & Subscriptions	18,000	
101-930-000-853	Telephone	200,000	
101-930-000-864	Conferences & Workshops	20,000	
101-930-000-871	Parking Subsidy	46,000	
101-930-000-872	Bus Pass Subsidy	5,000	
101-930-000-910	Insurance & Bonds	400,000	
101-930-000-926	Street Lighting	1,400,000	
101-930-000-927	Pulbic Water	320,000	
101-930-000-960	Education & Training	40,000	
101-930-000-962	City Special Expenses	35,000	
	TOTAL		\$ 9,959,000

COMMUNITY SUPPORTED AGENCIES

101-934-000-969	Impression 5	\$ 8,500
101-934-050-969	Lansing Convention Bureau	25,000
101-934-051-969	Greater Lansing Safety Council	20,000
101-934-053-969	Chamber of Commerce	24,154
101-934-054-969	Cristo-Rey Recreation	12,000
101-934-056-969	Tri-County Aging Consortium	39,488
101-934-057-969	CATA	400,000
101-934-058-969	Capitol Area Rail Council	4,500
101-934-059-969	Tri-County Regional Planning	30,000
101-934-060-969	National Council on Alcoholism	15,500
101-934-061-969	Community Mental Health— Substance Abuse	30,000
101-934-064-969	Cristo-Rey Mental Health Counseling....	20,000
101-934-067-969	Tri-County Aging—Homebound Meals...	10,000
101-934-069-969	Ingham County Health Clinic	43,500
101-934-070-969	Humpty Dumpty Day Care	35,000
101-934-071-969	Small Folks Day Care	35,000
101-934-072-969	Happy Day Day Care	35,000
101-934-073-969	Friendship Day Care	35,000
101-934-074-969	Resurrection Day Care	35,000
101-934-075-969	Child Abuse & Neglect	25,000
101-934-076-969	Y.W.C.A.	10,000
101-934-077-969	R.S.V.P.	5,000
101-934-091-969	New Way In	60,500
101-934-092-969	Youth Development Corporation	60,500
101-934-093-969	Fine Arts Council	10,000
101-934-094-969	Housing Assistance Fund	60,000
101-934-095-969	Unprogramed Match	11,500
	TOTAL	\$ 1,100,142

CAPITAL IMPROVEMENT PROJECTS

101-936-086-969	Lake Lansing Dredging	\$ 25,000
101-936-617-973	City Portion Storm Sewer	100,000
101-936-000-974	Alley Resurfacing	50,000
101-936-446-974	Lansing General Hospital Access Street..	15,000
101-936-941-986	General Services	10,000
101-936-788-985	Capitol Commons (L.R.)	297,000
101-936-789-985	Pedestrian Access	35,000
101-936-790-985	County Drain Projects	144,090
101-936-791-985	Aurelius Road Landfill	600,000
101-936-792-985	Warehouse Facility	125,000
101-936-793-985	Edgewood Blvd.	882,000
101-936-794-985	1980 Blacktop	50,000
101-936-795-985	Circuit Court Facility	85,751
101-936-797 985	Basement Station No. 8	30,000
	TOTAL	\$ 2,448,841

MISCELLANEOUS

101-941-000-961	City Emergencies.....	\$ 100,000
101-941-000-963	Reserve for Contingency.....	300,000
	TOTAL	\$ 400,000
	TOTAL GENERAL FUND	
	APPROPRIATIONS	\$43,429,837

ACT 51 OF P.A. 1951 FUND BUDGET **For the Fiscal Year Ending June 30, 1981**

MAJOR STREET FUND

ESTIMATED REVENUES

Gas & Weight Tax	\$ 3,100,000
Less: Transfer to Local Street Fund	(1,000,000)
From Fund Balance	577,263
TOTAL	\$ 2,677,263

APPROPRIATIONS

CONSTRUCTION—MAJOR STREETS

202-452-610-974	Contractual Services—Roto Mill	\$ 86,300
202-452-611-974	Resurface Major Streets	303,140
202-452-612-974	Trunkline Improvements	20,000
202-452-614-974	N. Logan & Willow Sts. Improvement....	11,290
	TOTAL CONSTRUCTION—	
	MAJOR STREETS	\$ 420,730

ROUTINE MAINTENANCE—ROADS & STREETS

Surface Maintenance

202-464-000-706	Wages—Hourly	\$ 178,400
202-464-000-715	Fringe Benefits	73,144
202-464-000-782	Materials	42,000
202-464-000-943	Equipment Rental	75,900
	SUB-TOTAL	\$ 369,444

Overpass Maintenance

202-465-000-706	Wages—Hourly	1,050
202-465-000-715	Fringe Benefits	431
202-465-000-782	Materials	500
202-465-000-943	Equipment Rental	493
	SUB-TOTAL	\$ 2,474

Street Cleaning

202-466-000-706	Wages—Hourly	68,500
202-466-000-715	Fringe Benefits	28,100
202-466-000-782	Materials	500
202-466-000-943	Equipment Rental	97,750
	SUB-TOTAL	\$ 194,850

Curb & Gutter Repair

202-469-000-938	Curb & Gutter Repair	\$ 250,000	
202-469-001-938	Recondition after Curb & Gutter.....	41,000	
	SUB-TOTAL		\$ 291,000

Utility Pavement Cuts

202-470-000-706	Wages—Hourly	\$ 16,445	
202-470-000-715	Fringe Benefits	6,742	
202-470-000-782	Materials	12,000	
202-470-000-943	Equipment Rental	4,600	
	SUB-TOTAL		\$ 39,787

Roadside Mowing

202-471-000-706	Wages—Hourly	\$ 1,600	
202-471-000-715	Fringe Benefits	656	
202-471-000-943	Equipment Rental	290	
	SUB-TOTAL		\$ 2,546

Railroad Signals

202-472-000-801	Professional Services	\$ 5,500	
	SUB-TOTAL		\$ 5,500

Bridge Maintenance

202-473-000-706	Wages—Hourly	\$ 1,640	
202-473-000-715	Fringe Benefits	672	
202-473-000-782	Materials	1,090	
202-473-000-801	Professional Services	10,000	
202-473-000-943	Equipment Rental	500	
	SUB-TOTAL		\$ 13,902

TRAFFIC SERVICES**Pavement Markings**

202-475-000-702	Salaries	\$ 6,255	
202-475-000-706	Wages—Hourly	22,647	
202-475-000-715	Fringe Benefits	11,850	
202-475-000-782	Materials	30,000	
202-475-000-943	Equipment Rental	14,000	
	SUB-TOTAL		\$ 84,752

Signals & Signs

202-477-000-702	Salaries	\$ 5,497	
202-477-000-706	Wages—Hourly	20,120	
202-477-000-715	Fringe Benefits	10,503	
202-477-000-782	Materials—Signs	28,600	
202-477-000-818	Signals & Electric	225,000	
202-477-000-943	Equipment Rental	6,500	
	SUB-TOTAL		\$ 296,220

WINTER MAINTENANCE—SNOW REMOVAL

202-478-000-706	Wages—Hourly	\$ 109,700	
202-478-000-715	Fringe Benefits	44,977	
202-478-000-782	Materials	165,000	
202-478-000-943	Equipment Rental	95,450	
	TOTAL WINTER MAINTENANCE		\$ 415,127

ADMINISTRATION**Traffic**

202-482-001-702	Salaries & Longevity	\$ 20,945	
202-482-001-715	Fringe Benefits	8,590	
	SUB-TOTAL		\$ 29,535

General

202-482-200-801	Professional Services	\$ 3,500	
202-482-200-802	Administrative Charges	76,800	
	SUB-TOTAL		\$ 80,300
	TOTAL ADMINISTRATION		\$ 109,835

ENGINEERING**Traffic Computer**

202-483-002-702	Salaries & Longevity	\$ 12,258	
202-483-002-715	Fringe Benefits	5,039	
202-483-002-740	Operating Supplies	450	
202-483-002-801	Professional Services	13,455	
202-483-002-920	Utilities	2,250	
202-483-002-931	Building Maintenance	540	
202-483-002-937	Equipment Maintenance	6,500	
202-483-002-942	Building Rental	900	
	SUB-TOTAL		\$ 41,383

Traffic Surveys

202-483-003-702	Salaries & Longevity	\$ 892	
202-483-003-706	Wages—Hourly	3,221	
202-483-003-715	Fringe Benefits	1,690	
202-483-003-740	Operating Supplies	450	
202-483-003-943	Equipment Rental	6,000	
	SUB-TOTAL		\$ 12,253
	TOTAL ENGINEERING		\$ 53,636

TRUNKLINE MAINTENANCE

202-486-103-936	Trunkline Maintenance	\$ 372,360	
202-486-104-936	Maintenance City	5,100	
	TOTAL TRUNKLINE MAINTENANCE		\$ 377,460
	GRAND TOTAL— MAJOR STREET FUND		\$ 2,677,263

ACT 51 OF P.A. 1951 FUND BUDGET **For the Fiscal Year Ending June 30, 1981**

LOCAL STREET FUND **ESTIMATED REVENUES**

Gas and Weight Tax	\$ 760,000
Transfer from Major Street Fund	1,000,000
From Fund Balance	15,715
TOTAL	\$ 1,775,715

APPROPRIATIONS

CONSTRUCTION—LOCAL STREETS

203-452-610-974	Contractual Services—Roto Mill	\$ 25,400
203-452-611-974	Resurface Local Streets	203,000
203-456-615-974	Curb & Gutter Construction	5,000
203-457-616-974	Recondition After Curb & Gutter	23,300
203-458-614-974	Blacktop Construction	50,000

TOTAL CONSTRUCTION—
LOCAL STREETS **\$ 306,700**

ROUTINE MAINTENANCE—ROADS & STREETS

Surface Maintenance

203-464-000-706	Wages—Hourly	\$ 172,400
203-464-000-715	Fringe Benefits	70,685
203-464-000-782	Materials	92,000
203-464-616-782	Recondition After Curb & Gutter	51,500
203-464-000-943	Equipment Rental	74,750
SUB-TOTAL		\$ 461,335

Street Cleaning

203-466-000-706	Wages—Hourly	\$ 72,500
203-466-000-715	Fringe Benefits	29,725
203-466-000-782	Materials	400
203-466-000-943	Equipment Rental	105,000
SUB-TOTAL		\$ 207,625

Unpaved Streets

203-468-000-706	Wages—Hourly	\$ 72,500
203-468-000-715	Fringe Benefits	29,725
203-468-000-782	Materials	14,400
203-468-000-943	Equipment Rental	51,750
SUB-TOTAL		\$ 168,375

Dust Prevention

203-468-100-706	Wages—Hourly	\$ 1,350	
203-468-100-715	Fringe Benefits	560	
203-468-100-782	Materials	19,200	
203-468-100-943	Equipment Rental	2,070	
	SUB-TOTAL		\$ 23,180

Curb & Gutter Repair

203-469-000-938	Curb & Gutter Repair	\$ 125,000	
	SUB-TOTAL		\$ 125,000

Utility Pavement Cuts

203-470-000-706	Wages—Hourly	\$ 20,500	
203-470-000-715	Fringe Benefits	8,410	
203-470-000-782	Materials	18,000	
203-470-000-943	Equipment Rental	6,600	
	SUB-TOTAL		\$ 53,510

Roadside Mowing

203-471-000-706	Wages—Hourly	\$ 1,625	
203-471-000-715	Fringe Benefits	670	
203-471-000-943	Equipment Rental	200	
	SUB-TOTAL		\$ 2,495
	TOTAL ROUTINE MAINTENANCE—		
	ROADS AND STREETS		\$ 1,041,520

TRAFFIC SERVICES**Pavement Markings**

203-475-000-702	Salaries & Longevity	\$ 1,087	
203-475-000-706	Wages—Hourly	3,880	
203-475-000-715	Fringe Benefits	2,040	
203-475-000-782	Materials	5,000	
203-475-000-943	Equipment Rental	1,500	
	SUB-TOTAL		\$ 13,507

Signals & Signs

203-477-000-702	Salaries	\$ 3,589	
203-477-000-706	Wages—Hourly	13,000	
203-477-000-715	Fringe Benefits	6,801	
203-477-000-782	Materials—Signs	15,400	
203-477-000-818	Signals & Electric	25,000	
203-477-000-943	Equipment Rental	5,000	
	SUB-TOTAL		\$ 68,790
	TOTAL TRAFFIC SERVICES		\$ 82,297

WINTER MAINTENANCE—SNOW REMOVAL

203-478-000-706	Wages—Hourly	\$	96,100	
203-478-000-715	Fringe Benefits		39,401	
203-478-000-782	Materials		42,000	
203-478-000-943	Equipment Rental		69,000	
	TOTAL WINTER MAINTENANCE			\$ 246,501

ADMINISTRATION**Traffic**

203-482-001-702	Salaries & Longevity	\$	8,977	
203-482-001-715	Fringe Benefits		3,685	
	SUB-TOTAL			\$ 12,662

General

203-482-200-802	Administrative Charges	\$	74,473	
203-482-200-807	Audit Fees		2,300	
	SUB-TOTAL			\$ 76,773
	TOTAL ADMINISTRATION			\$ 89,435

ENGINEERING**Traffic Computer**

203-483-002-702	Salaries & Longevity	\$	1,351	
203-483-002-715	Fringe Benefits		555	
203-483-002-801	Professional Services		1,495	
203-483-002-920	Utilities		250	
203-483-002-931	Building Maintenance		60	
203-483-002-937	Equipment Maintenance		700	
203-483-002-942	Building Rental		100	
	SUB-TOTAL			\$ 4,511

Traffic Surveys

203-483-003-702	Salaries	\$	538	
203-483-003-706	Wages—Hourly		1,943	
203-483-003-715	Fringe Benefits		1,020	
203-483-003-740	Operating Supplies		250	
203-483-003-943	Equipment Rental		1,000	
	SUB-TOTAL			\$ 4,751
	TOTAL ENGINEERING			\$ 9,262
	GRAND TOTAL—			
	LOCAL STREET FUND			\$ 1,775,715

FEDERAL REVENUE SHARING FUND BUDGET**11TH/12TH ENTITLEMENT PERIOD****For the Fiscal Year Ending June 30, 1981****ESTIMATED REVENUES**

Federal Shared Revenues	\$ 2,900,000
Interest on Investments	200,000
From Fund Balance	900,000
TOTAL ESTIMATED REVENUES	\$ 4,000,000

APPROPRIATIONS

249-816-000-702	Police Salaries—Uniform Division	\$ 4,000,000
	GRAND TOTAL—FEDERAL	
	REVENUE SHARING FUND	\$ 4,000,000

DEBT RETIREMENT FUND BUDGET**For the Fiscal Year Ending June 30, 1981****ESTIMATED REVENUES**

Tax Levy of \$0.82 per thousand on Assessed Valuation of \$982,381,417	\$ 805,552
Interest Income	10,000
Single Business Tax	100,000
Contributions from Other Funds	993,254
From Fund Balance	16,686
TOTAL	\$ 1,925,492

APPROPRIATIONS**GENERAL FUND—****Bond Principal**

301-945-974-991	Storm Sewer Drains	\$ 200,000
301-945-975-991	Fire Stations	5,000
301-945-977-991	Street Improvements	350,000
301-945-978-991	Storm Sewer Drains	150,000
TOTAL		\$ 705,000

Interest

301-945-974-995	Storm Sewer Drains	\$	49,814	
301-945-975-995	Fire Stations		1,664	
301-945-977-995	Street Improvements		72,500	
301-945-978-995	Storm Sewer Drains		102,500	
	TOTAL			\$ 226,478

Paying Agent Fees

301-945-974-999	Storm Sewer Drains	\$	150	
301-945-975-999	Fire Stations		10	
301-945-977-999	Street Improvements		300	
301-945-978-999	Storm Sewer Drains		300	
	TOTAL			\$ 760
	TOTAL GENERAL FUND			\$ 932,238

SEWAGE DISPOSAL SYSTEM**Bond Principal**

301-946-982-991	Sewage—Garbage	\$	200,000	
301-946-983-991	Sanitary Sewer		75,000	
301-946-984-991	Sewage Disposal Plant		100,000	
301-946-985-991	Sewage Disposal System		250,000	
	TOTAL			\$ 625,000

Interest

301-946-982-995	Sewage—Garbage	\$	60,000	
301-946-983-995	Sanitary Sewer		16,452	
301-946-984-995	Sewage Disposal Plant		21,126	
301-946-985-995	Sewage Disposal System		269,526	
	TOTAL			\$ 367,104

Paying Agent Fees

301-946-982-999	Sewage—Garbage	\$	290	
301-946-983-999	Sanitary Sewer		45	
301-946-984-999	Sewage Disposal Plant		60	
301-946-985-999	Sewage Disposal System		755	
	TOTAL			\$ 1,150
	TOTAL SEWAGE DISPOSAL			\$ 993,254
	GRAND TOTAL—DEBT			
	RETIREMENT FUND			\$ 1,925,492

MUNICIPAL CEMETERIES FUND BUDGET

For the Fiscal Year Ending June 30, 1981

ESTIMATED REVENUES

Operating Revenues	\$ 167,000
Interest from Perpetual Care Fund	103,000
General Fund Subsidy	143,021
TOTAL	\$ 413,021

APPROPRIATIONS

ADMINISTRATION

516-536-000-702	Salaries & Longevity	\$ 53,800
516-536-000-708	Overtime—Salary	1,500
516-536-000-711	Sick Leave	6,500
516-536-000-712	Longevity	1,600
516-536-000-715	Fringe Benefits	65,900
516-536-000-741	Miscellaneous & Operating Expenses	5,065
516-536-000-802	Administrative Charges	33,400
516-536-000-977	Equipment	39,830
TOTAL		\$ 207,595

PAID SERVICES — BURIAL

516-537-000-706	Wages—Hourly	\$ 55,700
516-537-000-709	Overtime—Hourly	8,295
516-537-000-740	Operating Supplies	4,600
516-537-000-751	Gasoline	6,100
TOTAL		\$ 74,695

GROUNDS MAINTENANCE

516-538-000-706	Wages—Hourly	\$ 102,400
516-538-000-709	Overtime—Hourly	3,465
516-538-000-740	Operating Supplies	3,500
516-538-000-751	Gasoline	4,200
516-538-000-920	Utilities	6,200
516-538-000-930	Repair & Maintenance	966
516-538-000-933	Equipment Maintenance	10,000
TOTAL		\$ 130,731
GRAND TOTAL—CEMETERY FUND..		\$ 413,021

MUNICIPAL PARKING SYSTEM FUND BUDGET

For the Fiscal Year Ending June 30, 1981

ESTIMATED REVENUES

Operating Revenues	\$ 2,020,000
Transfer From Building Authority	102,500
From Retained Earnings	31,383
TOTAL	\$ 2,153,883

APPROPRIATIONS

ADMINISTRATIVE AND GENERAL

585-536-000-702	Salaries & Longevity	\$ 67,827
585-536-000-706	Wages—Hourly	23,333
585-536-000-708	Overtime—Salary	200
585-536-000-715	Fringe Benefits	24,200
585-536-000-728	Dues & Subscriptions	120
585-536-000-740	Operating Supplies	4,500
585-536-000-801	Professional Services	8,500
585-536-000-802	Administrative Charges	120,728
585-536-000-853	Telephone	1,500
585-536-000-864	Conferences & Workshops	600
585-536-000-867	Vehicle Operating Expense	7,000
585-536-000-871	Parking Subsidy	3,300
585-536-000-910	Insurance	14,000
585-536-000-977	Equipment	15,430
TOTAL—ADMINISTRATIVE AND GENERAL		\$ 291,238

METER COLLECTIONS

585-545-000-702	Salaries & Longevity	\$ 37,761
585-545-000-708	Overtime—Salary	500
585-545-000-715	Fringe Benefits	9,450
585-545-000-867	Vehicle Operating Expense	800
585-545-000-933	Equipment Maintenance	300
TOTAL—METER COLLECTIONS		\$ 48,811

METER MAINTENANCE

585-546-000-706	Wages—Hourly	\$ 46,989
585-546-000-715	Fringe Benefits	14,600
585-546-000-740	Operating Supplies	200
585-546-000-867	Vehicle Operating Expense	950
585-546-000-933	Equipment Maintenance	3,000
585-546-000-977	Equipment	27,600
TOTAL— METER MAINTENANCE		\$ 93,339

METER CHECKERS

585-547-000-706	Wages—Hourly	\$ 91,737	
585-547-000-715	Fringe Benefits	28,440	
585-547-000-740	Operating Supplies	1,000	
585-547-000-867	Vehicle Operating Expense	5,000	
	TOTAL—METER CHECKERS		\$ 126,177

VIOLATIONS BUREAU

585-548-000-702	Salaries & Longevity	\$ 52,339	
585-548-000-715	Fringe Benefits	13,090	
585-548-000-730	Postage	20,100	
585-548-000-740	Operating Supplies	11,175	
585-548-000-977	Equipment	160	
	TOTAL—VIOLATIONS BUREAU		\$ 96,864

SNOW REMOVAL

585-549-000-709	Overtime—Hourly	\$ 6,000	
585-549-000-715	Fringe Benefits	1,845	
585-549-000-740	Operating Supplies	1,400	
585-549-000-933	Equipment Maintenance	500	
585-549-000-943	Equipment Rental	6,000	
	TOTAL—SNOW REMOVAL		\$ 15,745

PARKING LOTS**Lot No. 2—300 N. Capitol**

585-570-402-740	Supplies	\$ 700	
585-570-402-932	Maintenance	400	
	SUB-TOTAL		\$ 1,100

Lot No. 6—Kalamazoo & River

585-570-406-740	Supplies	\$ 50	
585-570-406-920	Utilities	150	
585-570-406-932	Maintenance	400	
	SUB-TOTAL		\$ 600

Lot No. 7—1126 S. Washington

585-570-407-740	Supplies	\$ 100	
585-570-407-932	Maintenance	100	
	SUB-TOTAL		\$ 200

Lot No. 8—Rear N. Side—200 Blk. E. Michigan

585-570-408-740	Supplies	\$ 100	
585-570-408-932	Maintenance	350	
	SUB-TOTAL		\$ 450

Lot No. 9—Rear N. Side—900 Blk. W. Saginaw

585-570-409-740	Supplies	\$	50	
585-570-409-932	Maintenance		150	
	SUB-TOTAL			\$ 200

Lot No. 14—N.E. Corner Saginaw & Westmoreland

585-570-414-740	Supplies	\$	50	
585-570-414-932	Maintenance		100	
	SUB-TOTAL			\$ 150

Lot No. 15—518-20 E. Michigan Ave.

585-570-415-740	Supplies	\$	100	
585-570-415-920	Utilities		300	
585-570-415-932	Maintenance		350	
585-570-415-940	Rent		4,500	
	SUB-TOTAL			\$ 5,250

Lot No. 17—1100 Blk N. Washington

585-570-417-740	Supplies	\$	50	
585-570-417-932	Maintenance		100	
	SUB-TOTAL			\$ 150

Lot No. 18—N.E. Corner Grand & Washtenaw

585-570-418-740	Supplies	\$	100	
585-570-418-920	Utilities		600	
585-570-418-932	Maintenance		300	
	SUB-TOTAL			\$ 1,000

Lot No. 23—Bank Street

585-570-423-740	Supplies	\$	50	
	SUB-TOTAL			\$ 50

Lot No. 24—2000 Blk. E. Michigan

585-570-424-740	Supplies	\$	200	
585-570-424-932	Maintenance		200	
	SUB-TOTAL			\$ 400

Lot Nos. 25, 26, 27—100-300 Blk. S. Washington

585-570-425-706	Wages—Hourly	\$	4,722	
585-570-425-707	Wages—Temporary Help		36,000	
585-570-425-715	Fringe Benefits		6,144	
585-570-425-740	Supplies		3,000	
585-570-425-920	Utilities		1,000	
585-570-425-932	Maintenance		5,000	
585-570-425-977	Equipment		61,313	
	SUB-TOTAL			\$ 117,179

Lot No. 28—120 E. Ottawa

585-570-428-707	Wages—Temporary Help	\$	14,600	
585-570-428-715	Fringe Benefits		2,953	
585-570-428-740	Supplies		1,500	
585-570-428-820	Utilities		600	
585-570-428-932	Maintenance		600	
585-570-428-940	Rent		12	
	SUB-TOTAL			\$ 20,265

Lot No. 33—200 E. Ottawa

585-570-433-740	Supplies	\$	75	
585-570-433-932	Maintenance		100	
	SUB-TOTAL			\$ 175

Lot No. 37—400 E. Michigan

585-570-437-932	Maintenance	\$	200	
585-570-437-940	Rent		2,940	
	SUB-TOTAL			\$ 3,140

Lot No. 38—N.W. Corner Washington & Ottawa

585-570-438-932	Maintenance	\$	200	
585-570-438-940	Rent		5,760	
	SUB-TOTAL			\$ 5,960

Ramp No. 1—127 S. Grand

585-571-451-706	Wages—Hourly	\$	30,028	
585-571-451-715	Fringe Benefits		9,309	
585-571-451-740	Supplies		1,700	
585-571-451-813	Custodial Services		15,000	
585-571-451-910	Insurance		3,000	
585-571-451-920	Utilities		24,000	
585-571-451-931	Building Maintenance		4,000	
585-571-451-933	Equipment Maintenance		7,500	
	SUB-TOTAL			\$ 94,537

Ramp No. 2—320 S. Capitol

585-571-452-706	Wages—Hourly	\$	31,748	
585-571-452-707	Wages—Temporary Help		29,120	
585-571-452-715	Fringe Benefits		12,561	
585-571-452-740	Supplies		6,000	
585-571-452-813	Custodial Services		15,000	
585-571-452-910	Insurance		3,000	
585-571-452-920	Utilities		38,000	
585-571-452-931	Building Maintenance		4,000	
585-571-452-933	Equipment Maintenance		9,000	
	SUB-TOTAL			\$ 148,429

Ramp No. 3—219 N. Grand

585-571-453-706	Wages—Hourly	\$ 29,939
585-571-453-715	Fringe Benefits	9,281
585-571-453-740	Supplies	2,500
585-571-453-813	Custodial Contract Services	17,500
585-571-453-910	Insurance	6,000
585-571-453-920	Utilities	54,000
585-571-453-931	Building Maintenance	6,000
585-571-453-933	Equipment Maintenance	4,860
	SUB-TOTAL	\$ 129,080

Ramp No. 4—300 N. Capitol

585-571-454-706	Wages—Hourly	\$ 30,339
585-571-454-715	Fringe Benefits	9,405
585-571-454-740	Supplies	750
585-571-454-813	Custodial Contract Service	19,300
585-571-454-910	Insurance	6,000
585-571-454-920	Utilities	54,000
585-571-454-931	Building Maintenance	8,000
585-571-454-933	Equipment Maintenance	7,500
585-571-454-961	Taxes	19,000
	SUB-TOTAL	\$ 154,294
	TOTAL—PARKING LOTS	\$ 682,609
	TOTAL—OPERATING BUDGET	\$ 1,354,783

NON-OPERATING

585-599-980-991	Bond Principal	\$ 125,000
585-599-980-995	Bond Interest	134,140
585-599-981-998	Building Authority Lease Payment	540,000
	TOTAL—DEBT SERVICE	\$ 799,140
	GRAND TOTAL—PARKING SYSTEM FUND	\$ 2,153,923

SEWAGE DISPOSAL SYSTEM FUND BUDGET

For the Fiscal Year Ending June 30, 1981

ESTIMATED REVENUES

Operating Revenues	\$ 5,600,000
From Retained Earnings	2,892,550
TOTAL	\$ 8,492,550

APPROPRIATIONS

ADMINISTRATION AND GENERAL

590-536-000-702	Salaries & Longevity	\$ 125,358
590-536-000-706	Wages—Hourly	891,086
590-536-000-708	Overtime—Salary	2,000
590-536-000-715	Fringe Benefits	396,986
590-536-000-740	Operating Supplies	7,000
590-536-000-741	Miscellaneous & Operating Expenses	28,000
590-536-000-743	Chemicals	300,000
590-536-000-802	Administrative Charges	197,930
590-536-000-803	Collection Fee	207,500
590-536-000-864	Conferences & Workshops	575
590-536-000-910	Insurance	77,000
590-536-000-920	Utilities	1,286,500
590-536-000-933	Equipment Maintenance	357,700
590-536-000-943	Equipment Rental	5,000
590-536-000-977	Equipment	53,832
590-536-607-974	Capitol Commons Sanitary Sewer	88,000
590-536-608-974	City Portion—Sanitary Sewers	150,000
590-536-609-974	City Share—Delta Sewers	4,500
590-536-610-974	City Share—Delhi Sewers	24,000
590-536-611-974	Montgomery Drain	5,900
590-536-612-974	201 Facilities Plan	355,000
590-536-722-974	Pumping Stations	1,000,000
590-536-800-974	Red Cedar Step III Phase I Const.	1,438,400

**TOTAL—ADMINISTRATION
AND GENERAL**

\$ 7,002,267

SANITARY SEWERS

Cleaning

590-561-000-706	Wages—Hourly	\$ 117,200
590-561-000-743	Chemicals	200
590-561-000-943	Equipment Rental	70,000

SUB-TOTAL

\$ 187,400

Repairs

590-562-000-706	Wages—Hourly	\$ 49,300	
590-562-000-740	Operating Supplies	14,000	
590-562-000-943	Equipment Rental	30,000	
	SUB-TOTAL		\$ 93,300

Inspection

590-563-000-706	Wages—Hourly	\$ 30,700	
590-563-000-801	Professional Services—TV Inspection....	5,000	
590-563-000-943	Equipment Rental	6,500	
	SUB-TOTAL		\$ 42,200

Complaints

590-564-000-706	Wages—Hourly	\$ 15,300	
590-564-000-943	Equipment Rental	6,000	
	SUB-TOTAL		\$ 21,300

Installation of Taps and Yees

590-565-000-706	Wages—Hourly	\$ 4,350	
590-565-000-740	Operating Supplies	1,000	
590-565-000-943	Equipment Rental	5,000	
	SUB-TOTAL		\$ 10,350
	TOTAL—SANITARY SEWER		\$ 354,550

INDUSTRIAL LAB

590-566-000-702	Salaries	\$ 22,232	
590-566-000-706	Wages	68,594	
590-566-000-708	Overtime—Salary	1,600	
590-566-000-715	Fringe Benefits	26,822	
590-566-000-741	Miscellaneous & Operating Expenses....	2,000	
590-566-000-743	Chemicals	1,500	
590-566-000-930	Repair & Maintenance	5,000	
590-566-000-943	Equipment Rental	5,000	
590-566-000-960	Education & Training	500	
590-566-105-977	Laboratory Equipment	3,000	
590-566-108-977	Field Equipment	6,235	
	TOTAL—INDUSTRIAL LAB		\$ 142,483
	TOTAL OPERATING BUDGET—		
	SEWAGE DISPOSAL SYSTEM		\$ 7,499,300

NON-OPERATING

590-599-000-991	Bond Principal	\$ 625,000	
590-599-000-995	Interest	368,250	
	TOTAL—DEBT SERVICE		\$ 993,250
	GRAND TOTAL—SEWAGE		
	DISPOSAL SYSTEM FUND		\$ 8,492,550

CIVIC CENTER FUND BUDGET

For the Fiscal Year Ending June 30, 1981

ESTIMATED REVENUES

Rentals and Service Revenues	\$ 514,500
General Fund Subsidy	442,373
TOTAL	\$ 956,873

APPROPRIATIONS

ADMINISTRATION & GENERAL

593-536-000-702	Salaries & Longevity	\$ 126,500
593-536-000-706	Wages—Hourly	254,400
593-536-000-708	Overtime—Salary	1,500
593-536-000-709	Overtime—Hourly	17,500
593-536-000-715	Fringe Benefits	154,314
593-536-000-741	Miscellaneous & Operating Expenses	4,500
593-536-000-802	Administrative Charges	46,049
593-536-000-858	Telephone	5,500
593-536-000-860	Transportation Expense	2,000
593-536-000-864	Conferences & Workshops	600
593-536-000-901	Advertising	7,500
593-536-000-910	Insurance	23,100
TOTAL ADMINISTRATION AND GENERAL		\$ 643,463

BUILDING OPERATIONS

593-539-000-707	Wages—Temporary Help	\$ 50,000
593-539-000-920	Utilities	170,000
593-539-000-930	Repair & Maintenance (Building & Grounds)	54,000
593-539-000-977	Equipment	34,410
TOTAL—BUILDING OPERATIONS		\$ 308,410

PARKING LOT OPERATIONS

593-570-000-816	Contract Services—Snow Removal	\$ 3,000
593-570-000-930	Repair & Maintenance	2,000
TOTAL—PARKING LOT OPERATIONS		\$ 5,000
GRAND TOTAL—CIVIC CENTER FUND		\$ 956,873

GARBAGE AND RUBBISH COLLECTION FUND BUDGET**For the Fiscal Year Ending June 30, 1981****ESTIMATED REVENUES**

Sale of Services	\$ 1,250,000
General Fund Subsidy	352,000
TOTAL	\$ 1,602,000

APPROPRIATIONS

596-550-000-702	Salaries & Longevity	\$ 13,132
596-550-000-706	Wages—Hourly	366,486
596-550-000-707	Wages—Temporary Help	86,000
596-550-000-715	Fringe Benefits	128,075
596-550-000-740	Operating Supplies	2,500
596-550-000-741	Miscellaneous & Operating Expenses	7,250
596-550-000-755	Refuse Bags	300,000
596-550-000-802	Administrative Charges	59,370
596-550-000-867	Vehicle Operating Expense	175,800
596-550-000-910	Insurance	5,500
596-550-000-920	Utilities	4,000
596-550-000-929	Landfill Fees	187,000
596-550-000-985	Vehicles	245,000
TOTAL— GARBAGE AND RUBBISH FUND		\$ 1,580,113

SERVICE GARAGE FUND BUDGET (Memo Only)**For the Fiscal Year Ending June 30, 1981****ESTIMATED REVENUES FROM EQUIPMENT RENTALS**

Equipment Rental Revenue	\$ 1,100,000
Retained Earnings	180,852
TOTAL	\$ 1,280,852

APPROPRIATIONS**ADMINISTRATION & GENERAL**

640-536-000-702	Salaries & Longevity	\$ 26,042
640-536-000-706	Wages—Hourly	192,424
640-536-000-715	Fringe Benefits	66,168
640-536-000-740	Operating Supplies	4,500
640-536-000-802	Administrative Charges	121,731
640-536-000-910	Insurance	10,000
640-536-000-926	Utilities	24,750
640-536-000-977	Equipment	10,000

**TOTAL—ADMINISTRATION
AND GENERAL****\$ 455,610**

OPERATIONS**Building Maintenance**

640-961-000-931	Building Maintenance.....	\$ 10,000	
	SUB-TOTAL		\$ 10,000

Truck Operations

640-962-000-706	Wages.....	\$ 53,777	
640-962-000-715	Fringe Benefits	16,671	
640-962-000-740	Operating Supplies	114,000	
640-962-000-933	Equipment Maintenance	111,223	
	SUB-TOTAL		\$ 295,671

Flusher Operations

640-963-000-706	Wages.....	\$ 1,378	
640-963-000-715	Fringe Benefits	427	
640-963-000-740	Operating Supplies	6,780	
640-963-000-933	Equipment Maintenance	3,022	
	SUB-TOTAL		\$ 11,607

Sweeper Operations

640-964-000-706	Wages.....	\$ 13,033	
640-964-000-715	Fringe Benefits	4,040	
640-964-000-740	Operating Supplies	11,160	
640-964-000-933	Equipment Maintenance	30,967	
	SUB-TOTAL		\$ 59,200

Tractor Operations

640-965-000-706	Wages.....	\$ 7,961	
640-965-000-715	Fringe Benefits	2,468	
640-965-000-740	Operating Supplies	4,200	
640-965-000-933	Equipment Maintenance	8,539	
	SUB-TOTAL		\$ 23,168

Grader Operations

640-966-000-706	Wages.....	\$ 4,330	
640-966-000-715	Fringe Benefits	1,342	
640-966-000-740	Operating Supplies	3,360	
640-966-000-933	Equipment Maintenance	11,670	
	SUB-TOTAL		\$ 20,702

Shovel Operations

640-967-000-706	Wages.....	\$ 1,652	
640-967-000-715	Fringe Benefits	512	
640-967-000-740	Operating Supplies	660	
640-967-000-933	Equipment Maintenance	2,748	
	SUB-TOTAL		\$ 5,572

Equipment Operations

640-968-000-706	Wages	\$	5,169	
640-968-000-715	Fringe Benefits		1,602	
640-968-000-740	Operating Supplies		3,960	
640-968-000-933	Equipment Maintenance		11,381	
	SUB-TOTAL			\$ 22,062

Traffic Operations

640-969-000-706	Wages	\$	1,062	
640-969-000-715	Fringe Benefits		330	
640-969-000-740	Operating Supplies		3,840	
640-969-000-933	Equipment Maintenance		3,778	
	SUB-TOTAL			\$ 9,010
	TOTAL—OPERATIONS			\$ 456,992

New Equipment

640-970-000-985	Vehicles & Miscellaneous Equipment	\$	318,250	
	TOTAL NEW EQUIPMENT			\$ 318,250
	GRAND TOTAL—SERVICE			
	GARAGE FUND			\$ 1,230,852

PARK TRUST FUND BUDGET**For the Fiscal Year Ending June 30, 1981****ESTIMATED REVENUES**

Benjamin F. Davis Trust Interest	\$	3,000
Beck Trust Interest		1,000
Frances Park Interest		1,000
Moore's Park Interest		500
Ranney Park Interest		5,000
Stroud Trust Interest		100
Historic Car Interest		1
Cooley Estate Interest		100
M. Benz Trust Interest		100
Ranney Park Rent		4,000
Riverwalk Project Trust		50
Playground Equipment Interest		1
Parcel C Trust		1,000
Riverfront Park Statue		10
TOTAL	\$	15,862

DISTRICT COURT FUND BUDGET (Memo Only)**For the Fiscal Year Ending June 30, 1981****ESTIMATED REVENUES**

Fines & Fees	\$ 1,100,000
TOTAL	\$ 1,100,000

APPROPRIATIONS

760-136-000-702	Salaries & Longevity	\$ 753,170
760-136-000-708	Overtime—Salary	1,000
760-136-000-711	Sicktime	14,972
760-136-000-715	Fringe Benefits	187,908
760-136-000-740	Operating Supplies	52,595
760-136-000-741	Miscellaneous & Operating Expenses	740
760-136-000-801	Professional Services	48,305
760-136-000-807	Audit	2,500
760-136-000-829	Witness & Jury Fees	52,320
760-136-000-864	Conferences & Workshops	500
760-136-000-910	Insurance & Bonds	820
760-136-000-930	Repair & Maintenance	4,330
760-136-000-977	Equipment	9,010
760-136-000-980	Library	3,500
TOTAL—DISTRICT COURT FUND.....		\$ 1,131,670

WORKERS' DISABILITY COMPENSATION FUND BUDGET**For the Fiscal Year Ending June 30, 1981****ESTIMATED REVENUES**

Compensation Charges to Other Funds	\$ 500,000
TOTAL	\$ 500,000

APPROPRIATIONS

765-958-000-801	Professional Services	\$ 4,000
765-958-000-823	Medical Services	125,000
765-958-001-823	Medical Services—Fire	50,000
765-958-002-823	Medical Services—Police	31,000
765-958-000-864	Conferences & Workshops	60
765-958-000-910	Insurance	115,000
765-958-000-918	Self-Insurer's Fund	11,000
765-958-000-959	Workers' Compensation Payroll	240,000
765-958-103-963	Workers' Compensation Claims	50,000
TOTAL—WORKERS' DISABILITY COMPENSATION FUND		\$ 626,060

CARRY FORWARDS

The following accounts shall have the remaining balance at the year-end of FY 1979-80 carried forward in the same account unless otherwise specified:

ADMINISTRATIVE SERVICES — DATA PROCESSING

101-221-000-801 \$20,000 to General Administration, Education and Training (101-930-000-960); the remainder to be carried forward in the same account.

PERSONNEL

101-226-000-960 Balance to be carried forward to General Administration, Education and Training.

COMMUNITY SUPPORTED/HUMAN SERVICES AGENCIES

101-934-067-969	Tri-County Aging Meals
101-934-075-969	Child Abuse and Neglect
101-934-077-969	R.S.V.P.
101-934-084-969	Handicappers Advocacy
101-934-092-967	Youth Development Corporation
101-934-111-969	Matching Funds
All Accounts	Women's Bureau
All Accounts	Potter Park

CAPITAL IMPROVEMENT PROJECTS

101-936-941-801	Aerial Photography
101-936-792-938	Curb & Gutter Repair
101-936-941-965	Grant Match—General City
101-936-086-969	Lake Lansing Dredging
101-936-801-971	Transportation Terminal
101-936-802-971	Riverfront Salmon Development
101-936-617-973	City Portion Storm Sewer
101-936-794-973	Montgomery Drain
101-936-795-973	Gardenia Drain
101-936-798-973	Bogus Drain Swamp
101-936-000-974	Alley Resurfacing
101-936-502-974	Gier Park Fencing
101-936-536-974	Gas Tank—Public Service
101-936-601-974	Sidewalk Repair
101-936-611-974	Street Resurfacing
101-936-720-974	S. Washington Park Road
101-936-728-974	S. Washington Mall Development
101-936-338-976	No. 1 Station Floor
101-936-941-986	General Services
101-936-725-993	Washington Square Annex
101-936-979-974	Sheffield Park
101-936-071-974	Walsh Park
101-936-072-974	Regent Street Park
101-936-073-974	Northrup Park
101-936-075-976	Eastside Community Room
101-936-076-976	Council Chamber Renovation
101-936-090-974	Scott Park
101-936-100-971	Downtown Development Plan
101-936-437-801	Bridge Study
101-936-706-975	Fire Prevention Office
101-936-707-976	Emergency Generator
101-936-710-977	Fire Ladder Truck
101-936-721-977	River Front Park Electricity
101-936-729-975	Demolition Foxson
101-936-730-976	Dodge Mansion
101-936-760-976	City Hall Renovation
101-936-761-971	Bike Path Penn RR.
101-936-761-974	Red Cedar Bike Link
101-936-762-971	Bristol Walkway
101-936-769-973	Aurelius Road Storm Sewer
101-936-777-975	Helicopter/Range
101-936-793-971	Thomas Brothers Property
101-936-793-973	Palowski Drain

101-936-799-973	Reny Chandler Drain
101-936-804-971	Francis Fine Project
101-936-807-971	Maple Hill School
101-936-809-974	Grand River Fish Ladder
101-936-810-971	Foster Street School Acquisition
101-936-812-971	Horsebrook School
101-936-000-940	Railroad Lic. Agreement
101-936-060-974	Boiler Repair—South Street

ACT 51 — MAJOR STREETS

202-453-001-974	E. Jolly Railroad Crossing
202-453-002-974	E. Grand River Railroad Crossing
202-453-003-974	S. Hosmer Railroad Crossing
202-453-004-974	Jolly Road Structure
202-453-005-974	Clemens Street Structure
202-453-006-974	S. Washington Crossing
202-453-700-974	W. Main Railroad Crossing
202-453-703-974	S. Washington Grade Crossing
202-453-704-974	Edgewood—Acquisition "B"
202-453-706-974	E. Mt. Hope Railroad Crossing
202-453-707-974	Cavanaugh Road Railroad Crossing
202-453-709-974	Baker Street Railroad Crossing
202-453-710-974	Kalamazoo Street Railroad Crossing
202-453-708-974	Cedar-Pennsylvania
202-453-720-974	W. Michigan Grade Crossing
202-453-763-974	Kalamazoo Street Structure
202-453-765-974	Edgewood Boulevard
202-453-768-974	Olds Avenue Railroad Crossing
202-453-808-974	St. Joseph Street Grade Crossing

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the administration has reviewed the requests made by the Arts Council Center of Greater Lansing relative to the comprehensive arts festival entitled "Summerthing 1980" and has expressed approval of the closing of Ionia and Ottawa Streets between Capitol and Grand Avenues from 8:00 a.m. to midnight on Saturday, May 31st, 1980 and 8:00 a.m. to 7:00 p.m. on Sunday, June 1, 1980, now

Therefore Be It Resolved, by the City Council of the City of Lansing the request of the Arts Council Center of Greater Lansing to hold "Summerthing 80" on the North Washington Mall from May 30th through June 1, 1980 is hereby approved, and

Be It Further Resolved, every effort will be made to cooperate with the area churches relative to the Sunday Street closings.

Adopted by the following vote:

Unanimously.

By COUNCILMAN BRENKE—

Resolved by the City Council of the City of Lansing:

That Councilman Gunther and McKane be excused from the session.

Carried.

REMARKS BY THE MAYOR OR HIS EXECUTIVE ASSISTANT:

No remarks.

REMARKS BY THE COUNCIL

By COUNCILMAN BRENKE—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived for the purpose of presenting items that are not on the agenda.

Carried.

Letter from members of the NAACP in regard to appointment to the Board of Water and Light.

Referred to Mayor and City Attorney.

By COUNCILMAN BRENKE—

Resolved by the City Council of the City of Lansing:

Resolved by the City Council of the City of Lansing that the Iron Workers Eagles Athletic Club's request for a special license for the sale of beer and wine in the Race Street parking lot (corner of Race and Maple) on June 6th, 7th and 8th in conjunction with the North Lansing Fun Fest is hereby approved providing all requirements of the Michigan State Liquor Control Commission have been satisfied.

Adopted by the following vote:

Unanimously.

By COUNCILMAN BLAIR—

That this meeting stand adjourned.

Carried.

Council adjourned at 10:00 P.M.

THEO FULTON,
City Clerk.

Lansing, Michigan

May 19, 1980

F/B

CITY CLERK'S OFFICE
Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE
U. S. POSTAGE
PAID
Permit No. 1461
Lansing, Michigan

389

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, May 28, 1980

CITY COUNCIL ROOMS

Lansing, Michigan

May 28, 1980

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by President Adado.

Present: Councilmen Adado, Belen, Blair, Brenke, Lindemann, McKane, Worthington—7.

Absent: Councilman Gunther—1.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Belen.

Pledge of Allegiance was led by Councilman Belen.

By COUNCILMAN MCKANE—

That the council proceedings of May 5, 1980 be approved as printed.

Carried.

HEARING ON PROPOSED CHANGE IN ZONING CLASSIFICATION

May 28, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-55-79 — 3350 N. Grand River Avenue,

be rezoned from "A" One Family Residential District to "D-1" Professional Office District.

Susie Porter, Greater Lansing Realtors, spoke.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

Referred to Committee on Physical Development.

PUBLIC HEARING

May 28, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed establishment of a Commercial Redevelopment District for Williams, Guyselman and VonGruben, 107 East Washtenaw St.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed district he had the privilege of speaking at this time.

Chas. Guyselman spoke.

Referred to Committee on Economic Development.

**THE PUBLIC MAY NOW ADDRESS
THE CITY COUNCIL ON NON-
AGENDA ITEMS; YOU MAY SPEAK
ONLY FOR 3 MINUTES ON ANY
ONE ITEM.**

No person spoke.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

AUTOMOBILE WRECKER —

Jerry's Automotive, 3406 S. Logan St.;
D. Standard, 6041 S. Cedar; Northside
Service, 600 N. Cedar St.

BOWLING ALLEY —

Westlawn Lanes, 1808 W. Saginaw.

CABARET —

Frenchie's, 400 Baker St.; Famous Taco,
539 E. Michigan; Alex's, 321 E. Michigan.

EXPLOSIVE PERMIT —

Doug Finley, Parks and Recreation, Fire-
works display for 4th of July.

MECHANICAL AMUSEMENT DEVICE —

Gino's, 1526 S. Cedar St.; Hall of Fame
Billiards, Alex's Point After, Spartan
Lanes, Starr's Black & Tan.

PEDDLER —

James B. Curtis.

CHARITABLE SOLICITATION PERMIT—

John Kinney for CARP.

SECOND HAND STORE —

Tom & Glenn's Used Furniture, William
Woodworth.

DRAY LICENSE—

Tommy J. Long.

SIGN ERECTOR —

Capitol Sign Company.

DRAINLAYER —

Quality Plumbing, Howlett Construction,
Inc.

PUBLIC DRIVERS —

Paul A. Wokas, Ernest Robert Langdon.

Referred to Committee on General Services.

Marvin F. Foulty files Plat of Edgewood
Glenn.

Referred to Mayor, Planning Board.

Steadman & Pierson, Inc., files final plat
of Cloverland Square.

Referred to Mayor, Planning Board.

Claims filed by:

Mary Lou Sosnowski for damage to her
automobile due to accident at the corner of
Michigan and Homer Streets due to faulty
traffic light.

David Reglin for radio that was stolen
and later recovered by Lansing Police Department and then sold at police auction.

Referred to Mayor, City Attorney.

Petition filed with State of Michigan,
Michigan Tax Tribunal, by Lach, Inc., in
regard to assessment on property at 3301
East Michigan Avenue.

Referred to Mayor, City Attorney.

Request for 24-hour liquor permit for the
Everett Alumni Association—May 31, 1980
at the S. Washington Armory.

Referred to Committee on General Services.

Request from Richard W. Steadman to
subdivide part of Lot 144 of Maple Grove
No. 3 Subd. creating four lots to be known
as Vincent Square.

Referred to Mayor, Planning Board.

Request from Ingham County Health Department for sewer extension at 2400 and 2500 blocks N. Grand River.

Referred to Mayor.

Application for an Industrial Facilities Exemption Certificate for Federal Drop Forge, Inc., at 2807 S. Logan St.

Referred to Mayor, Economic Development Corporation and the Committee on Economic Development.

Letter from the Grand Trunk Western Railroad Co. in regard to House Bill 5014 relative erection of "Yield" signs as well as "Stop" signs at railroad grade crossings.

Referred to Mayor, Committee on Public Property and Safety.

State of Michigan — Department of Natural Resources — submits flood plain permits for:

Willia L. Cogut (construction of a garage).

Mr. Robert Pathfinder (construction of a modular home).

Referred to Mayor, Planning Board.

Notice from Michigan Department of Natural Resources of revised public hearing for the reconstruction of an existing bridge crossing Red Cedar River.

Referred to Mayor.

Request from Lansing Trappers Club for permission to sell beer at Ranney Park during the 1980 Amature Softball Association Women's Major Fastpitch Softball National Championship Tournament during the week of August 15-29, 1980.

Referred to Mayor, Committee on Public Property and Safety.

Letter from Ingham County Drain Commission in regard to special assessment No. 2 for the Remey-Chandler Drain.

Referred to Mayor.

Letter from Trilby Ritch in regard to lack of coverage of ERA ratification march and rally held in Chicago on May 10, 1980.

Received and placed on file.

MAYOR COMMENTS ON ANY ITEM ON THE AGENDA:

No comments.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING ITEMS LISTED ON THE AGENDA: COMMUNICATIONS AND PETITIONS, COMMITTEE REPORTS, REPORTS OF CITY OFFICERS AND BOARDS, AND RESOLUTIONS. YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

Walter M. Jones, 215 Rumsey, asked question about Board of Water and Light appointments.

REPORTS OF COMMITTEES

The COMMITTEE ON GENERAL SERVICES approves the following applications and bonds for licenses:

AUTOMOBILE WRECKER —

Jerry's Automotive, 3406 S. Logan St.; D. Standard, 6041 S. Cedar; Northside Service, 600 N. Cedar St.

BOWLING ALLEY —

Wsetlawn Lanes, 1808 W. Saginaw.

CABARET —

Frenchie's, 400 Baker St.; Famous Taco, 539 E. Michigan; Alex's, 321 E. Michigan.

EXPLOSIVE PERMIT —

Doug Finley, Parks and Recreation, Fireworks display for 4th of July.

MECHANICAL AMUSEMENT DEVICE —

Gino's, 1526 S. Cedar St.; Hall of Fame Billiards, Alex's Point After, Spartan Lanes, Starr's Black & Tan.

PEDDLER —

James B. Curtis.

CHARITABLE SOLICITATION PERMIT—

John Kinney for CARP.

SECOND HAND STORE —

Tom & Glenn's Used Furniture, William Woodworth.

DRAY LICENSE —

Tommy J. Long.

SIGN ERECTOR —

Capitol Sign Company.

DRAINLAYER —

Quality Plumbing, Howlett Construction, Inc.

PUBLIC DRIVERS —

Paul A. Wokas, Ernest Robert Langdon.

Signed:

WILLIAM A. BRENKE,
TERRY J. McKANE,
LOUIS F. ADADO,
Committee on General Services.

By COUNCILMAN BRENKE—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred the rezoning petition Z-10-80 for property at 4318 S. Cedar St. from a "CUP" Community Unit Plan District, "E" Apartment and "J" Parking Districts to "F" Commercial District, reports as follows:

That said rezoning be approved.

Signed:

SIDNEY P. WORTHINGTON,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Physical
Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred the rezoning petition Z-11-80 for property at 5129 S. Waverly Rd. from "E-1" Drive-In Shop and "J" Parking Districts to "F" Commercial District, reports as follows:

That said rezoning be approved.

Signed:

SIDNEY P. WORTHINGTON,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Physical
Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously,

The COMMITTEE OF THE WHOLE, to whom was referred the ordinance of the City of Lansing providing that the Code of Ordinances be amended by revising Section 24A-4 of the Code for the purpose of preventing further damage to the mall by vehicles (Washington Square Mall closed to vehicular traffic—exceptions), reports as follows:

That said ordinance be passed.

Signed:

LOUIS F. ADADO,
LUCILE BELEN,
PAT LINDEMANN,
WILLIAM A. BRENKE,
SIDNEY P. WORTHINGTON,
TERRY J. McKANE,
Committee of the Whole.

By COUNCILMAN ADADO—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE OF THE WHOLE, to whom was referred the ordinance of the City of Lansing providing that Chapter 2 of the Code of Ordinances be amended by the addition of a new section to be numbered Section 2-7.1 to provide that all new employees of the City of Lansing shall be or become residents of the City of Lansing, reports as follows:

That said ordinance be passed.

Signed:

LOUIS F. ADADO,
PAT LINDEMANN,
WILLIAM A. BRENKE,
SIDNEY P. WORTHINGTON,
TERRY J. McKANE,
Committee of the Whole.

By COUNCILMAN ADADO—

That the report of the Committee be adopted.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Lindemann, McKane, Worthington—6.

Nay: Councilman Blair—1.

REPORTS OF CITY OFFICERS
AND BOARDS

DATE: May 22, 1980

TO: Council President Louis Adado, Mayor Gerald Graves and City Clerk Theo Fulton

FROM: Edward J. Piloske, Principal Internal Auditor

SUBJECT: Interim Monitoring Audit of current Capital Area Community Services C.E.T.A. contracts.

In accordance with Section 3-402.3 of the City Charter, the Office of Internal Audit submits the following interim monitoring audit report of Capital Area Community Services three current FY 79-80 C.E.T.A. contracts subgranted by the City of Lansing. The contracts are the C.E.T.A. Title II subgrant, the C.E.T.A. Title VI Work Project "Home Weatherization" and the C.E.T.A. Title VI Work Project "Senior Home Companion."

Received and placed on file.

DATE: 5/21/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Building Safety & Development Director. Re: Trash Removal Assessment.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

By COUNCILMAN LINDEMANN—

That the trash removal assessment be approved and be placed on the December tax roll.

Carried.

May 21, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

This letter is to advise City Council that two road improvement projects in Lansing will be delayed due to the Federal funds reduction to the Michigan Department of Transportation for 1980 Federal Aid projects. The Federal government reduced the available unobligated funds for Michigan from \$70 million to just \$16.2 million through September 30, 1980.

As a result, Lansing will be delayed in the East Kalamazoo Street railroad crossing reconstruction in the 700 and 800 blocks, as well as in installation of additional warning devices on Pennsylvania Avenue at the low clearance underpass of the Grand Trunk Railroad. These projects are not permanently rejected by the State for funding, but will be delayed until after

October 1, 1980, when the next budget year would begin. This is sent to you as a matter of information.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file with copy to Committee on Public Property and Safety.

May 15, 1980

Council President Adado and
City Council Members

Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear President Adado
and Council Members:

Last fall and this spring several meetings have taken place between members of City Staff and the Department of Natural Resources pertaining to Sheffield Park. The topic of the meetings have been how the roadway of Bradshaw Boulevard, that had been proposed on a plan that was developed and approved a number of years ago (1959), influenced Sheffield Park.

The 26 acres of park land was purchased in 1967 and 1968 with funds obtained from the Department of Interior through the State of Michigan Department of Natural Resources. The total grant amount was \$136,500.00 of which \$62,250.00 were federal monies and \$62,250.00 were City dollars. In 1978 the City of Lansing submitted a request to DNR for federal monies to develop Sheffield Park. The amount of the grant was for \$66,800.00; City share of \$33,400.00; federal share of \$33,400.00. The grant was approved on April 1, 1979. The development has not proceeded because of the question of the proposed Boulevard.

I am recommending that the attached resolution be considered and adopted, modifying City policy allowing the development of Sheffield Park to proceed.

Thank you.

Sincerely,

GERALD W. GRAVES,
Mayor, City of Lansing.

Referred to Committee of the Whole for their file.

May 21, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

Transmitted herewith you will find a copy of a letter from the American Society of Landscape Architects to Robert L. O'Boyle, our consulting landscape architect, notifying us that Riverfront Park has earned a Merit Award in the Professional Awards Program conducted by that professional association. Riverfront Park was in competition with 130 other entries for this award.

If I may provide any additional information, please let me know.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file.

May 22, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

I concur in the attached recommendation of the Traffic Board regarding relocation of the bus stop from the east side of Washington Avenue north of Baker Street. However, I am requesting that the Council withhold authority to allow construction of a permanent bus shelter at this time.

My staff is in the process of determining the extent of utility improvements that will be required to serve development on the Diamond Reo site. Currently being considered is an easement of 40 feet on the east side of Washington Ave. to allow the installation of utilities within the general area. It would seem inadvisable at this time to erect a bus shelter as it would very likely have to be removed when installation of utilities occur.

I will inform the City Council when it is appropriate to consider erection of a bus shelter at this location.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 5/22/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Capitol Commons

Citizens District Council. Re: Capitol Commons Citizens District Council request for amendment.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 5/22/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director. Re: Z-15-80 — 5100 Block of South Cedar Street.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 5/22/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director. Re: P-5-80—Ingham Park Tentative Preliminary Plat.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 5/22/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director. Re: SUP-2-80 — 1923 Roberts Lane.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 5/22/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director. Re: LS-21-80 — Aurelius/Willard Northwest Corner; LS-31-80 — Ingham Street; LS-24-80 — 3119 West Jolly Road; LS-28-80 — 5432-5504 Wexford Road; LS-29-80 — 500 Block Edgewood Road (south side).

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 5/22/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group. Re: Andrew Roberts' EDC financing, Commercial Redevelopment District requests.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 5/22/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group. Re: Buerle request for establishment of Commercial Redevelopment District.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 5/22/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached cor-

respondence from the Public Service Director. Re: NDA No. 2 (East Side) Street and Sidewalk Improvements.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 5/22/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Traffic Engineer. Re: Parking designation on east side of Depot Street.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 5/22/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Traffic Engineer. Re: Parking designation on Wexford Rd.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 5/22/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Traffic Engineer. Re: Traffic designation at E. Michigan and Howard Sts.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 5/22/80

TO: City Council President and Members
FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Traffic Engineer.
Re: Bus stop — William St. between Townsend St. and Walnut St.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

RESOLUTIONS

By COUNCILMAN McKANE—

Resolved by the City Council of the City of Lansing:

Whereas, Reverend Joseph E. Graves has ably served the congregation of the Mount Zion Missionary Baptist Church as well as the citizens of Lansing for fourteen years, and

Whereas, throughout his career he has always displayed compassion, sensitivity and courage in his constant crusade for truth, love and justice, and

Whereas, this man, so filled with human understanding, has the unique ability to bring people of divergent backgrounds together, and still hold his ship of truth on course through the fury of the storm, and

Whereas, the people to whom Reverend Graves is especially dear are putting on a "THIS IS YOUR LIFE" program including dinner at Mount Zion Missionary Baptist Church on Saturday, May 31st at 6:30 p.m. to honor this man of vision for fourteen years of selfless service, now

Therefore, Be It Resolved, the City Council of the City of Lansing sitting in regular session this 28th day of May 1980 does hereby offer its sincere appreciation and wholehearted support and respect for Reverend J. E. Graves the man and his dedication to the service of the Lord and his commitment to the personal, emotional and spiritual freedoms of his fellow men, and

Be It Further Resolved, that a copy of this resolution shall be presented to Reverend Graves, the champion of all people of good will, on his special evening May 31st, 1980.

Adopted by the following vote:

Unanimously.

By COUNCILMAN McKANE—

Resolved by the City Council of the City of Lansing:

Whereas, Mr. C. Duane Corbett is retiring after 24 years of exemplary service as Director of Lansing's J. W. Sexton High School Band; and

Whereas, Mr. Corbett's achievements are well illustrated by the seemingly endless list of awards and special performances of this remarkable band since his arrival in the mid-fifties; and

Whereas, an alumni band reunion honoring Mr. Corbett for his dedicated service to this community, his love of his students and his great love of music will be held on May 31st, 1980; and

Whereas, the lives of his students over the past 24 years have been enhanced by his gift of music and special caring for each student;

Now, Therefore, Be It Resolved by the City Council of the City of Lansing sitting in regular session this 28th day of May, 1980, Mr. Duane Corbett is hereby given the highest commendation for his outstanding individual contribution to the City of Lansing as well as his students; and

Be It Further Resolved our gratitude for, and appreciation of Mr. Corbett's efforts as a musical ambassador representing both the City and the State are hereby expressed to their fullest extent.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the Mayor has presented the name of Mr. Phillip Hassler to be appointed to serve on the Lansing Board of Water and Light for confirmation by the Council; and

Whereas, Mr. Hassler has been interviewed by the Committee of the Whole;

Now, Therefore Be It Resolved by the City Council of the City of Lansing that Mr. Phillip Hassler is hereby confirmed to serve on the Board of Water and Light, the term of such service to expire on June 30, 1984.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the appointment of Paul Swathwood to the Parks Board, for a term to expire June 30, 1984, is hereby approved.

Adopted by the following vote:

Unanimously.

**By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—**

Resolved by the City Council of the City of Lansing:

That the appointment of Jeannette Squires to the Board of Fire Commissioners, for a term to expire June 30, 1984, is hereby approved.

Adopted by the following vote:

Unanimously.

**By PHYSICAL DEVELOPMENT
COMMITTEE—**

Resolved by the City Council of the City of Lansing:

Resolved by the City Council, that the appointment of Dan Balasses to sit on the Board of Electrical Examiners for a term expiring June 30, 1984 is hereby confirmed as recommended by the Mayor.

Adopted by the following vote:

Unanimously.

By COUNCILMAN BRENKE—

Resolved by the City Council of the City of Lansing:

That the request of the Everett Alumni Association for a 24 hour liquor permit for their annual Viking Night dance to be held May 31st at the South Washington National Guard Armory is hereby approved provided the special 24 hour liquor permit is obtained from the Liquor Control Commission.

Adopted by the following vote:

Unanimously.

**By COMMITTEE ON PUBLIC
PROPERTY AND SAFETY—**

Resolved by the City Council of the City of Lansing:

Whereas, several years ago, the Lansing City Council approved the purchase of 26 acres of land located between the Grand River and Sheffield Blvd. for park purposes; and

Whereas, this property was purchased with federal monies obtained from the United States Department of Interior through the State of Michigan Department of Natural Resources (DNR); and

Whereas, on April 1, 1979, the DNR supported a grant that was approved by the Department of Interior totaling \$66,800; city share, \$33,400, state share \$33,400 for the development of Sheffield Park. In the project agreement, it was agreed that the money would be used to develop Sheffield Park in the following manner; a 20' x 20' scenic overlook, a 25' by 25' dock, parking lot with access from Sheffield Blvd.; and

Whereas, if Sheffield Park property were used for any use other than "public outdoor recreation," the City of Lansing could be required to redevelop the land to be utilized for recreational purposes or purchase other property at the City's sole expense of equal fair market value and of a similar nature; and

Now, Therefore, Be It Resolved, the Lansing City Council modifies City Policy to read that at this time there will be no roadway through Sheffield Park to service the neighborhood; and

Be It Finally Resolved that if in the future, traffic through the neighborhood increases and circumstances are such that an access road to and in the park is needed, the City will first consult with DNR to determine an acceptable solution.

Adopted by the following vote:

Unanimously.

**By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—**

Resolved by the City Council of the City of Lansing:

Whereas, the Sunshine Recreation Corporation, which operates the Potter Park Canoe Rental Concession, has requested permission to increase its hourly and all-day rates for the remaining two years of its five-year contract; and

Whereas, the Mayor has recommended approval of these increases;

Now, Therefore, Be It Resolved the Lansing City Council hereby approves the following changes in canoe rental rates for the Potter Park concession:

	Previous Rate	New Rate
Per Hour	\$ 2.50	\$ 3.00
All Day	\$12.50	\$15.00

Adopted by the following vote:

Unanimously.

**By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—**

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing Director of the

Department of Building Safety and Development determined that the building located at 517 W. Hillsdale, legally described as:

E 3 rods of Lot 8, Blk 162, Original Plat, City of Lansing, Ingham County, Michigan, Parcel Number 3301-16-361-191,

was an unsafe or dangerous building as defined in Section 9A-13 of the Lansing Uniform Housing Code and the Housing Law of Michigan; and

Whereas, a hearing was held by the Hearing Board on March 27, 1980, at which the Hearing Officers determined that said building was an unsafe or dangerous building and ordered the building demolished or otherwise made safe; and

Whereas, said Hearing Officers filed a report of their findings and order with the Lansing City Council, and have requested the City Council to take appropriate action under the Housing Code and the Housing Law of Michigan; and

Whereas, the City Council scheduled a hearing on May 19, 1980, to review the findings and order of the Hearing Officers, and the owners were notified in writing of said hearing and had an opportunity to appear and show cause why said building should not be demolished or otherwise made safe;

Now, Therefore, Be It Resolved, that the City Council of the City of Lansing hereby approves the order of the Hearing Officers requiring the demolition or making safe of said building; and

Be It Further Resolved, that the owners are hereby directed to comply with the order of the Hearing Officers to demolish or otherwise make safe the said building within twenty (20) days from the date of this resolution; and

Be It Further Resolved, that, should the owner fail to substantially comply with the Hearing Officer's order for demolition or otherwise make safe, the Director of the Department of Building Safety and Development is hereby directed to proceed with demolition of said building; and

Be It Further Resolved, that the cost of such demolition shall be a lien against the real property and shall be reported to the City Assessor who shall assess the same against the property upon which the building is presently located; and

Be It Further Resolved, that the owner in whose name the property appears upon the last local tax assessment record shall be notified of the amount of such cost by first class mail at the address shown on the records. Upon his failure to pay the same within thirty (30) days after mailing by the City Assessor of the notice of the amount thereof, the Assessor shall add the same to the next tax roll of the City of Lansing and the same shall be collected in the same manner in all respects as pro-

vided by law for the collection of taxes in the City of Lansing.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing is rehabilitating the Northside Neighborhood Development Area No. 3 in cooperation with the Federal Government for financial assistance all pursuant to Act 344, Public Acts of 1945, as amended; and

Whereas, the City of Lansing has prepared and adopted in Ordinance No. 469, a Physical Development Plan and a plan for relocating families and individuals who are to be displaced by the rehabilitation of said area; and

Whereas, the City of Lansing, acting by and through its Planning and Redevelopment Departments, has consulted with Citizen District Council No. 3 of Neighborhood Development Area No. 3; and

Whereas, that Council has recommended that the rehabilitation strategy adopted as part of the development plan be amended to acquire and demolish 811 North Street and 1417 N. Ballard Street; and

Whereas, the Planning Board has reviewed and approved the recommendation to acquire and demolish 811 North Street and 1417 N. Ballard Street; and

Whereas, this acquisition and demolition will assist the City residents in renovating this deteriorated residential area and is in compliance with Act 344, Public Acts of 1945 as amended; and

Whereas, the Act requires the City to provide citizens an adequate opportunity to ask questions and express opinion and concerns about modifications to the Physical Development Plan; and

Whereas, the City of Lansing Charter, Article 3, Chapter 3, Section 3-303, requires that a public hearing be held on proposed ordinances;

Now, Therefore, Be It Resolved that two public hearings be held simultaneously at the regular meeting of the City Council on Monday, June 30, 1980, at 7:00 p.m. These hearings will be to consider amending the Physical Development Plan for Neighborhood Development Area No. 3 to include the acquisition of 811 North Street and 1417 N. Ballard Street and to consider amending Article XIV, Chapter 36 of the Code of Ordinances of the City of Lansing by adding a new section to be numbered Section 36 for the purpose of acquiring 811 North Street and 1417 N. Ballard Street.

Adopted by the following vote:

Unanimously.

**By PHYSICAL DEVELOPMENT
COMMITTEE—**

Resolved by the City Council of the City of Lansing:

That the City of Lansing does hereby request that the Ingham County Drain Commission transfer the jurisdiction, maintenance, control and operation of the Bridson Drain to the City of Lansing, since the said drain is wholly within Lansing's corporate limits as required in Section 280.395 of the Drain Code.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and the Lansing Firefighters Local 421 International Association of Firefighters, AFL-CIO have completed good faith collective bargaining; and

Whereas, the fruits of such collective bargaining are specifically encompassed within the terms of a new two year collective bargaining agreement between the parties said contract having been ratified by a majority of the voting membership of Lansing Firefighters Local 421, IAFF, AFL-CIO; and

Whereas, the agreement provides in the first year for an increase of 10% to the existing salary schedule and in the second year an increase of 10% in salaries and benefits the first year costs of which are within budgeted appropriations for the 1980-81 fiscal year;

Now, Therefore, Be It Resolved, that said contract is hereby ratified and that the Mayor and City Clerk of the City of Lansing be authorized and they are hereby directed to affix their signatures to said contract subject to approval as to form by the City Attorney and certification as to funds by the City Controller in the manner prescribed by applicable provisions of the Lansing City Charter.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT V

**By COMMITTEE ON PHYSICAL
DEVELOPMENT—**

Resolved by the City Council of the City of Lansing:

That the supplementary special assessment roll for construction of curb and gutter as follows:

Assessment Roll No. 267

Location—

Walsh Street from McCullough Street to Lathrop Street

Gray Street from McCullough Street to Lathrop Street

as returned by the City Assessor be and the same is hereby ratified and confirmed, and that the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to refund to all persons who have paid said tax as originally assessed the pro rata amount of difference as shown in said supplementary roll, and collect all unpaid tax as shown on said roll on or before August 26, 1980.

Adopted by the following vote:

Unanimously.

ZONINGS

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

SUP-2-80 — 1923 Roberts Lane

(to be used as an Adult Foster Care Home), and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 16th day of June, 1980, at 7:00 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-15-80 — 5100 S. Cedar St.,

be re-zoned from "E-2" Drive-In Shop District to "F" Commercial District and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a public hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 16th day of June, 1980, at 7:00 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the 10th day of March, 1980, this council was petitioned to change the following described property from "CUP" Community Unit Plan, "E" Apartment and "J" Parking District to "F" Commercial District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 12th day of May, 1980, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-10-80 — 4318 South Cedar Street,
3301-33-402-131, 142, 151, 155.

More particularly described as:

Commencing at the southeast corner of Lot 27, Assessor's Plat No. 56; thence west along the south line of Lot 27 169.70 feet; thence south 48 feet; thence west 28.50 feet; thence north 120 feet; thence west 25 feet; thence north 180 feet; thence east to the northeast corner of Lot 20, Supervisor's Plat No. 2; thence south to the point of beginning, City of Lansing, Ingham County, Michigan;

from an "E" Apartment-Shop District, "J" Parking District and "CUP" Community Unit Plan District to "F" Commercial District.

Whereas, pursuant to Act 207, P.A. 1921 as amended, the Planning Board advised City Council to rezone those portions of the parcel zoned "E" Apartment-Shop and "J" Parking districts to "F" Commercial District as requested, but the portion of the

parcel zoned "CUP" Community Unit Plan remain as presently zoned; and

Whereas the Physical Development Committee of City Council reviewed the report of the Planning Board and did concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the request to rezone the above described property from "E" Apartment-Shop, "J" Parking and "CUP" Community Unit Plan districts be denied as filed; and further, that the property be rezoned as follows:

Parcel A — Commencing at the southeast corner of Lot 27, Assessor's Plat No. 56; thence west along the south line of Lot 27 169.70 feet; thence south 48 feet; thence west 28.50 feet to the southeast corner of Lot 29 of said plat; thence north 300 feet; thence east to the northeast corner of Lot 20 of Supervisor's Plat No. 2; thence south along the Cedar Street right-of-way to the point of beginning, from "E" Apartment-Shop District and "J" Parking District to "F" Commercial District.

Parcel B — Commencing at the northeast corner of Lot 29, Assessor's Plat No. 56; thence west along the north line of Lot 29 25 feet; thence north 180 feet; thence east 25 feet; thence south 180 feet to point of beginning, City of Lansing, Ingham County, Michigan. This parcel shall remain "CUP" Community Unit Plan District.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the 10th day of March, 1980, this council was petitioned to change the following described property from "E-1" Drive-In Shop and "J" Parking Districts to "F" Commercial District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 12th day of May, 1980, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-11-80 — 5129 South Waverly Road,
3305-06-101-021.

More particularly described as:

That part of the northwest fractional $\frac{1}{4}$ of Section 6, commencing at a point 265 feet south of the northwest corner of Section 6, T3N, R2W, City of Lan-

sing, Ingham County, Michigan; thence south 89° 36' east 405.9 feet parallel with the north section line; thence south 40° 23' west 276.09 feet along the easterly line of the former NYC Railroad; thence south 89° 20' west 224.25 feet to the west line of said section; thence north 210.7 feet to the point of beginning, City of Lansing, Ingham County, Michigan;

from an "E-1" Drive-In Shop and "J" Parking District to "F" Commercial District.

Whereas, pursuant to Act 207, Public Acts of 1921 as amended, the Planning Board advised the City Council to approve the request; and

Whereas the Physical Development Committee of City Council has reviewed the report of the Planning Board and does concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the request to rezone the above described property from "E-1" Drive-In-Shop and "J" Parking district to "F" Commercial District be approved.

Adopted by the following vote:
Unanimously.

By COUNCILMAN BLAIR—

That the Council recess for a period of 10 minutes.

Carried.

Council recessed at 7:50 p.m. and reconvened at 8:00 p.m.

By COMMITTEE ON WAYS AND MEANS—

Resolved by the City Council of the City of Lansing:

That the transfers be made as follows:

\$17,665.46 from Admin.—Eng., Salaries & Longevity
A/C 101-441-000-702

8,918.48 from Sidewalk Snow & Ice Removal Wages—Hourly
A/C 101-443-000-706

10,466.06 from Sidewalk Snow & Ice Removal Equip. Rental
A/C 101-443-000-943

1,000.00 from Alleys—Snow Removal, Wages Hourly
A/C 101-448-000-706

1,200.00 from Alleys—Snow Removal, Equip. Rental
A/C 101-448-000-943

4,000.00 from Flood Control Wages, Hourly
A/C 101-445-017-706

500.00 from Flood Control, Equipment Rental
A/C 101-445-017-943

\$ 2,000.00 to Misc. Trash Pickup, Wages Hourly
A/C 101-528-000-706

400.00 to Misc. Trash Pickup, Equipment Rental
A/C 101-528-000-943

500.00 to Admin. & Eng., Operating Supplies
A/C 101-441-000-740

8,400.00 to Storm Sewer Maint. Wages Hourly
A/C 101-445-018-706

24,500.00 to Storm Sewer Maint. Equip. Rental
A/C 101-445-018-943

7,950.00 to Admin. & Eng., Wages Hourly
A/C 101-441-012-706

\$ 2,759.40 from Estimated Revenues
A/C 101-000-000-160

\$ 2,759.40 to Donations
A/C 101-692-000-956

\$ 4,100.00 from Fringe Benefits
A/C 101-930-000-715

\$ 4,100.00 to Bus Pass Subsidy
A/C 101-930-000-872

\$12,600.00 from Retained Earnings
A/C 627-000-000-395

\$12,600.00 to Equipment
A/C 627-910-000-977

I hereby certify that this is a properly drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Approved:

WILLIAM A. BRENKE,
TERRY J. McKANE,
Ways and Means Committee.

Adopted by the following vote:

Unanimously.

By COUNCILMEN BRENKE and McKANE—

Resolved by the City Council of the City of Lansing:

That transfers be made as follows:

\$24,164.53 from Wages—Snow Removal
A/C 202-478-000-706

- 9,840.60 from Fringe—Snow Removal
A/C 202-478-000-715
- 37,353.55 from Materials—Snow Removal
A/C 202-478-000-782
- 7,911.07 from Equipment—Rental—
Snow Removal
A/C 202-478-000-943
- 3,570.00 from Major St. Improvements
A/C 202-453-613-974
- \$27,150.00 to Wages—Major St.
Maintenance
A/C 202-464-000-706
- 11,016.75 to Fringe—Major St.
Maintenance
A/C 202-464-000-715
- 35,214.00 to Equipment—Major St.
Maintenance
A/C 202-464-000-943
- 2,500.00 to Wages—Utility
Pavement Cuts
A/C 202-470-000-706
- 1,018.00 to Fringe—Utility
Pavement Cuts
A/C 202-470-000-715
- \$ 7,259.00 from Curb & Gutter Construction
A/C 202-456-615-974
- \$ 600.00 to Materials—Utility
Pavement Cuts
A/C 202-470-000-782
- 5,600.00 to Equipment—Utility
Pavement Cuts
A/C 202-470-000-943
- 7,000.00 to Major St. Resurfacing
A/C 202-452-611-974
- \$10,380.00 from Blacktop Construction
A/C 203-458-614-974
- \$ 7,380.00 to Wages—Surface
Maintenance
A/C 203-464-000-706
- 3,000.00 to Fringe—Surface
Maintenance
A/C 203-464-000-715
- \$ 4,500.00 from Utilities
A/C 590-536-000-920
- \$ 4,500.00 to Salaries and Longevity
A/C 590-536-000-702

I hereby certify that this is a properly
drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Approved:

WILLIAM A. BRENKE,
TERRY J. McKANE,
Ways and Means Committee.

Adopted by the following vote:

Unanimously.

ORDINANCES

By COUNCILMAN BELEN—

The Committee of the Whole reported that it had considered an ordinance providing, that the Code of Ordinances, City of Lansing, Michigan, be amended by:

- a. Revising Section 24A-4 for the purpose of preventing further damage to the mall by vehicles.
- b. Adding of a new section to be numbered Section 2-7.1 to provide that all new employees of the City of Lansing shall be or become residents of the City of Lansing.

and recommended that the ordinances be passed.

Carried.

ORDINANCE NO. 571

By COUNCILMAN ADADO—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by revising Section 24A-4 for the purpose of preventing further damage to the mall by vehicles, be placed on order of immediate passage.

By COUNCILMAN ADADO—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan be amended by revising Section 24A-4 for the purpose of preventing further damage to the mall by vehicles, be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 571

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT CHAPTER 24A OF THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, BE AMENDED BY REVISING SEC. 24A-4 FOR THE PURPOSE OF PREVENTING FURTHER DAMAGE TO THE MALL BY VEHICLES.

The City of Lansing Ordains:

Section 1. That Chapter 24A of the Code of Ordinances of the City of Lansing, Michigan, be amended by revising Sec. 24A-4 to read as follows:

Sec. 24A-4. Washington Square Mall closed to vehicular traffic, exceptions.

The Washington Square Mall is closed to all vehicular traffic, including riding of

bicycles, except as provided in subsections (a) through (c) hereof.

(a) Emergency vehicles: Public police and fire vehicles, public and private ambulances;

(b) Public works, maintenance and service vehicles: Public and private street repair and construction vehicles and equipment, public and private maintenance, street cleaning, and snow removal vehicles and equipment, public and private water and sewer repair and construction vehicles and equipment, and public and private vehicles and equipment engaged in construction, service and repair of electric, gas, telephone or other public utility facility;

(c) Special permit vehicles: upon demonstration of substantial need to use the mall area during the course of business or otherwise, the Mayor or Director of Parks and Recreation may issue a special permit to drive a vehicle in designated areas on the mall only for the purpose(s) outlined in the application for a special permit.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Section 3. This ordinance shall take effect thirty (30) days from its passage unless given immediate effect by the City Council.

By COUNCILMAN McKANE—

That the residency ordinance be referred back to the Committee of the Whole for discussion on Thursday, May 29, 1980.

Carried.

By COUNCILMAN McKANE—

Resolved by the City Council of the City of Lansing:

That Councilman Gunther be excused from the session.

Carried.

REMARKS BY THE MAYOR:

No comment.

REMARKS BY THE CITY COUNCIL:

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived for the purpose of presenting items that are not ilst on the agenda.

Carried.

Letter from Aristides Arvanites in regard to submitting information of the latest developments regarding the construction of sidewalks at the S.E. corner of Grand River and Joni's Circle.

Referred to Committee on Physical Development.

Request from Wing Dot Lum for permission to remodel front of his building at 802 E. Michigan Avenue by construction of an overhang to enhance the building.

Referred to Mayor, Planning Board, Committee on Physical Development and Committee on Public Property and Safety.

DATE: 5/27/80

TO: Bruce Stark, Executive Assistant,
Lansing City Council

FROM: Stephen R. Sawyer, City Attorney

SUBJECT: Conflict of Interest of Marvin Ray

You have asked that I provide you with a copy of any opinions this office may have issued as to any conflicts of interest of Marvin Ray in his status as a member of the Lansing Board of Water & Light and that I advise you of any other conflict of interest of which I may be aware which might involve Marvin Ray in his capacity as a member of the Board of Water and Light.

In answer to your inquiry, on June 28, 1979 this office issued City Attorney's Opinion 79-72 which stated that Mr. Ray's simultaneous membership on the City of Lansing's Board of Water and Light and status as a part time contract employee of the City of Lansing's Parks & Recreation Department conflicted with the provision of Section 5-104 of the present City Charter. That Charter section expressly prohibits any person from simultaneously holding a City office and being employed by the City of Lansing. On the basis of that conclusion, it was the advice of this office that Mr. Ray should either resign his position as a Board member of the Board of Water & Light or terminate his part time employment with the City of Lansing. This office has been informed that as a result of that opinion Mr. Ray elected to terminate his part time employment with the City of Lansing. A copy of that opinion is attached hereto for your information.

Other than the conflict dealt with in City Attorney's Opinion 79-72, this office is unaware of any other conflict of interest involving Mr. Ray in his capacity as a member of the City of Lansing's Board of Water & Light which would prevent him from serving as a member of the Board of Water & Light. It should be noted, however, that this opinion does not preclude the possibility that Mr. Ray might encour-

ter individual matters before the Board of Water & Light in which he has a personal interest and upon which he might be precluded from voting on the basis of such an interest. In the event such a matter does arise, Mr. Ray or any other City officer is entitled to seek the advice of this office or the City of Lansing's Board of Ethics upon the procedures which should be followed by Mr. Ray.

I trust this memorandum has satisfactorily answered your question.

STEPHEN R. SAWYER,
City Attorney.

Received and placed on file.

Councilman Blair asked that the following letter be printed into the minutes.

May 14, 1980

Honorable Member

Lansing City Council

City Hall

Lansing, Michigan 48901

Dear Members of City Council,

We are pleased that the Mayor recognizes the value of having black representation on the Board of Water and Light, as well as the other city boards. Also, we are confident that Charles Jones would make an excellent board member. However, we, the undersigned, request the City Council to defer confirmation of the appointment of Charles S. Jones at this time.

The reputation and good name of Marvin Ray has been clouded by an accusation of an alleged "conflict of interest." Therefore, we urge the City Council to seek a legal opinion as to whether Mr. Ray was in conflict of interest, and determine if Mr. Ray removed any "conflict of interest" when he promptly resigned his part-time job after notification in 1979 of the new charter requirements by the Mayor.

The legal opinion and/or hearing conducted by the City Council should also clarify if the resignation, issued prior to the reappointment, further served to remove the "conflict of interest." If said legal opinion and/or hearing determine that Mr. Ray is not in "conflict of interest," we urge the Mayor, with the endorsement of the City Council, to reappoint Marvin Ray.

Since, we in no way want this request to reflect on Charles Jones and his qualifications, we, likewise, urge the Mayor to appoint Mr. Jones to fill the next vacancy arising on the Board of Water and Light or another City Board.

Our request is being made for two reasons: first, to clear the name of Marvin

Ray and, second to retain this experienced black representation already existing on the Board of Water and Light.

Mr. Ray has served for the past eight years as a member of the Lansing Board of Water and Light. As the only black member on that board, he was recently elevated to its presidency. The City of Lansing, in general, and the Black Community in particular cannot afford to lose that experience and knowledge, which he provided.

We trust that by this method being requested, this issue can be amicably resolved.

Sincerely,

Lansing Branch NAACP:

RUDOLPH V. WILSON, president,
MR. PORTER,
TERESSA & JOHN STATEN,
STUART DUNNINGS,
JOEL FERGUSON,
CHARLES H. MITCHNER, GLUL,
HORTENSE & CLINTON CANADY,
BARBARA ROBERTS MASON,
LEE MASON.

Pastor's Conference:
REV. J. E. JACKSON, President,
RAYMOND JACKSON, President of
Concerned Citizens,
EVA & HOWARD EVANS,
WM. SMITH,
DICK HOLMES,
HUGH D. BRANSON,
HIAWATHA L. CROMER,
WILL O. FRANKLIN, B.A.S.E.,
WILSON H. CALDWELL, JR.,
N.A.A.C.P.,
U. S. BEASLEY, B.A.S.E.

Referred to Committee of the Whole.

The following persons spoke on the residency ordinance:

Robert Kennon, 416 Westmoreland.

Ken Donovan, 3725 W. Holmes Rd.

W. H. Smith, 1301 W. Hillsdale.

By COUNCILMAN BLAIR—

That this meeting stand adjourned.

Carried.

Council adjourned at 8:30 P.M.

THEO FULTON,
City Clerk.

Lansing, Michigan

May 28, 1980

F/B

CITY CLERK'S OFFICE
Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

#2
Trappers Cove

BULK RATE
U. S. POSTAGE
PAID
Permit No. 1461
Lansing, Michigan

405

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, June 2, 1980

CITY COUNCIL ROOMS

Lansing, Michigan

June 2, 1980

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by President Adado.

Present: Councilmen Adado, Belen, Blair, Brenke, Gunther, McKane, Worthington—7.

Absent: Councilman Lindemann—1.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Gunther.

Pledge of Allegiance was led by Councilman Gunther.

**THE PUBLIC MAY NOW ADDRESS
THE CITY COUNCIL ON NON-AGENDA
ITEMS; YOU MAY SPEAK ONLY FOR
3 MINUTES ON ANY ONE ITEM.**

Dean Martin, 132 Leslie St., spoke relative harassment from Police Dept. of gay community.

Mary A. Hartshorn, 2300 Hanover Dr., spoke.

Wayne Keas, 120 S. Hayford St., spoke.

Tom Gore, 1316 Jerome St., spoke.

David Miller, 543 Kirby Dr., spoke.

Sandura Gunderman spoke.

Bill Carter, Lansing Safety Council, submitted invitation to Council to annual picnic on Thursday, June 5, 1980.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

BUILDING MOVER —

Brown Brothers.

BUILDING WRECKER —

Brown Brothers.

PAWN SHOP—Capitol Pawn Shop, Ltd.
SECONDHAND STORE—

Charlie's Second Hand Store, Capitol Second Hand Store, Wilcox Trading Post, William Woodworth.

Referred to Committee on General Services.

Claim filed by Craig Redken for damage to automobile by blue paint being put on the overpass at Mason St. and S. Cedar St.

Received and placed on file.

Petition filed for rezoning:

Z-21-80 —

That part of the West $\frac{1}{2}$ of Section 10 and the NE $\frac{1}{4}$ of Section 9, T3N, R2W, City of Lansing, Ingham County, Michigan, beginning at a point 20.31 feet West and 195.33 feet North of the West $\frac{1}{4}$ corner of said Section 10 and running thence S27° 58'02"E 638.63 feet, thence N55°16'58"E 332.89 feet, thence Northwesterly 179.92 feet on the arc of a 1527.23 foot radius curve to the right whose chord bears N31° 20'32"W 179.82 feet to a point of tangency, thence N27°58'02"W 420.0 feet, thence S62° 01'58"W 320.0 feet to the point of beginning, City of Lansing, Ingham County, Michigan from "A" One Family Residential, "B" One Family Residential and "F" Commercial Districts to "D-1," Professional Office District—(6500 Amwood Drive).

Referred to Mayor, Planning Board.

Letter from Gary Potter submitting request for amendment to zoning petition Z-17-80 — 1705 S. Cedar St.

Referred to Mayor, Planning Board.

Steadman & Pierson, Inc., submits proposed plat of Birlstone Park.

Referred to Mayor, Planning Board.

Letter from the Roary Corporation in regard to proposed plat of Markland and requesting waiver of some of the public improvements.

Referred to Mayor, Committee on Physical Development, Planning Board.

Liquor Control Commission submits request from Howard Johnson Co. for a new entertainment permit to be held in conjunction with 1980 Class "C" license with dance permit at 3224 East Saginaw St.

Referred to Mayor, Committee on General Services.

Letter from Walter Neller Co. in regard to requesting that the Council waive the plat requirement for financial security so that the plat may be recorded and the dedication of the Edgewood Blvd. right-of-way.

Referred to Mayor, Planning Board.

Application filed for Commercial Redevelopment District by Spadafore Distributing Co. at 919 Filley St.

Referred to Mayor, Economic Development Corporation and Committee on Economic Development.

Letter from Klug and Brennan, Attorneys at Law in regard to the Security Guard Contract for Lansing Civic Center.

Referred to Mayor, City Attorney.

Letter from John and Toni Kuchar in opposition to the development plan for the area of Delta River Dr. and Lafayette Avenue and Sunny Lane in Westmont Circle Subd.

Referred to Mayor, Planning Board, Committee on Physical Development.

Notice of hearing from State of Michigan—Public Service Commission in the matter of the application of Consumers Power Co. for accounting and ratemaking approval of deferred tax accounting for its gas operations.

Received and placed on file.

Letters from the Ingham County Drain Commissioner relative:

Amount due for the repair of the Barnes Inter-County Drain.

Submitting special assessment for the Remy-Chandler Intercounty Drain.

Referred to Mayor.

Notice from Consumers Power Co. of hearing to be held in regard to monthly billings.

Received and placed on file.

**MAYOR'S EXECUTIVE ASSISTANT
COMMENTS ON ANY ITEM ON THE
AGENDA:**

No comment.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING ITEMS LISTED ON THE AGENDA: COMMUNICATIONS AND PETITIONS, COMMITTEE REPORTS, REPORTS OF CITY OFFICERS AND BOARDS, AND RESOLUTIONS. YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

Under Letters from the Mayor—3b has been removed.

REPORTS OF COMMITTEES

The COMMITTEE ON GENERAL SERVICES approves the following applications and bonds for licenses:

BUILDING MOVER —

Brown Brothers.

BUILDING WRECKER —

Brown Brothers.

PAWN SHOP —

Capitol Pawn Shop, Ltd.

SECONDHAND STORE —

Charlie's Second Hand Store, Capitol Second Hand Store, Wilcox Trading Post, William Woodworth, Dan Pettit.

Signed:

WILLIAM A. BRENKE,
TERRY J. McKANE,
LOUIS F. ADADO,
Committee on General Services.

By COUNCILMAN BRENKE—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred the rezoning petition Z-2-80 for property at 2727 West Holmes Rd. from "J" Parking and "B" One Family Residential Districts to "C" Two Family Residential and "A" One Family Residential Districts, reports as follows:

That said rezoning be approved.

Signed:

SIDNEY P. WORTHINGTON,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Physical Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON WAYS & MEANS, to whom was referred the letter from the City Controller requesting release of Financial Security, Sunset Hills No. 10, reports as follow:

The \$19,404.00 in financial security may be released pursuant to Section 37-25(1) of Chapter 37 of the Code of Ordinances of the City of Lansing. The City will retain \$39,116.00 in financial security to cover public improvements not yet completed.

Signed:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
TERRY J. McKANE,
Committee on Ways & Means.

By COUNCILMAN GUNTHER—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON WAYS & MEANS, to whom was referred the Workers' Compensation Claims Service and Excess Claims Re-insurance—Bid No. B-80-307, reports as follows:

It is recommended that the bid submitted by Yeager & Company, as represented by the Hacker, King & Sherry Agency be accepted and the contract awarded in the total amount of \$73,949. All bids were reviewed by a committee comprised of the Finance, Legal, Safety and Purchasing Departments and this bid is recommended as the lowest, most responsive bid. Yeager & Company is recommended as — A) the bid offers a fixed cost fee as opposed to a variable service fee, B) Yeager & Company has proven experience and longevity in this highly specialized area of workers compensation claims and C) Yeager & Company has effectively represented several other governmental units within this labor market. Funds are available in account No. 765-958-000-910.

Signed:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
TERRY J. McKANE,
Committee on Ways & Means.

By COUNCILMAN GUNTHER—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

May 28, 1980

Honorable Mayor and Members
of the Lansing City Council

Re: Claim of Carol Hooker in the amount
of \$117.59

Dear Mayor and Council:

The claimant incurred damages in the amount of \$117.59 on December 25, 1979, when her vehicle struck a chuckhole in the 6500 Block of South Washington Avenue.

MCLA 691.1403; MSA 3.996(103) states:

"No governmental agency is liable for injuries or damages caused by defective highways unless the governmental agency knew, or in the exercise of reasonable diligence should have known, of the existence of the defect and had a reasonable time to repair the defect."

The Public Service Department informs this office that the first notification they received of a chuckhole in the 6500 block of South Washington Avenue was when this claimant reported the existence at 10:15 a.m. on December 26, 1979. The chuckhole was repaired a short time later.

Based upon the aforementioned statute, this office concludes that the City had no prior notice of the chuckhole at this location prior to December 26, 1979, and therefore no liability was incurred due to governmental immunity. Therefore, it is the recommendation of this office that the claim be denied.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN McKANE--

That we concur in the recommendation of the City Attorney and said claim be denied.

Carried.

May 23, 1980

Mayor Gerald W. Graves

Council President Louis Adado
and City Council Members

Re: Spadafore Distributing EDC Project

Dear Mayor Graves and Council Members:

We are forwarding to you a resolution approved by the Economic Development

Corporation of action taken by its Board on May 21, 1980, approving the Letter of Inducement and designating the Project Area for the Spadafore Distributing Company. Therefore, it will be necessary for you to appoint two (2) Temporary Trustees to this project.

This project will be a new proposed facility, located at 919 Filley Street, and would serve as a beverage distribution center (warehouse). They are asking \$900,000 in EDC bonds.

The Economic Development Corporation is in the process of developing a Project Plan to be presented to you at a future date.

In your deliberation to designate a Project Area, we would recommend, as pointed out in our resolution, that you define the Project District Area as one and the same as the Project Area.

Also, inasmuch as there is no residential area to be affected by the Project Plan, we believe that it is not necessary to establish a Project Citizen's District Council.

Sincerely yours,

EMERSON B. OHL,
Executive Director.

Referred to Committee on Economic Development.

May 23, 1980

Mayor Gerald W. Graves,

Council President Louis Adado
and City Council Members

Re: Aztec Properties (Gove Associates)
EDC Project

Dear Mayor Graves
and Council Members:

We are forwarding to you a resolution approved by the Economic Development Corporation of action taken by its Board on May 21, 1980, approving the Letter of Inducement and designating the Project Area on the above entitled matter. Therefore, it will be necessary for you to appoint two (2) Temporary Trustees to this project.

The applicant proposes to acquire property located at 311 Seymour Street and convert to professional offices. They are asking for \$500,000 in EDC bonds.

The Economic Development Corporation is in the process of developing a Project Plan to be presented to you at a future date.

In your deliberation to designate a Project Area, we would recommend, as pointed out in our resolution, that you define the Project District Area as one and the same as the Project Area.

Also, inasmuch as there is no residential

area to be affected by the Project Plan, we believe that it is not necessary to establish a Project Citizen's District Council.

Sincerely yours,

EMERSON B. OHL,
Executive Director.

Referred to Committee on Economic Development.

May 23, 1980

Mayor Gerald W. Graves,
Council President Louis Adado
and City Council Members

Re: Michigan Brass and Electric Company EDC Project

Dear Mayor Graves
and Council Members:

We are forwarding to you a resolution approved by the Economic Development Corporation of action taken by its Board on May 21, 1980, approving the Letter of Inducement and designating the Project Area for the Michigan Brass and Electric Company. Therefore, it will be necessary for you to appoint two (2) Temporary Trustees to this project.

This project, located in the Cedar/Larch corridor, just north of Saginaw Street, will be the new headquarters for Michigan Brass and Electric and will primarily be related to wholesale electrical, electronic and commercial lighting. They are asking for \$750,000 in EDC bonds.

The Economic Development Corporation is in the process of developing a Project Plan to be presented to you at a future date.

In your deliberation to designate a Project Area, we would recommend, as pointed out in our resolution, that you define the Project District Area as one and the same as the Project Area.

Also, inasmuch as there is no residential area to be affected by the Project Plan, we believe that it is not necessary to establish a Project Citizen's District Council.

Sincerely yours,

EMERSON B. OHL,
Executive Director.

Referred to Committee on Economic Development.

DATE: 5/27/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Building Safety and

Development Director. Re: Trash Removal Assessment.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

By COUNCILMAN BLAIR—

That we concur in the recommendation and that said assessments be placed on the December Tax Rolls for collection.

Carried.

DATE: 5/29/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group. Re: EDC request for Certification of Project Area, etc., for Board of Realtors—Horsebrook School Project.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 5/29/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group. Re: Ing-ham Building Company's request for establishment of Commercial Redevelopment District at 116 W. Ottawa Street.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 5/29/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group. Re: River-front Mall Associates request for establishment of Commercial Redevelopment District.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

May 27, 1980

President Louis Adado
and City Council Members

Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear President Adado and
City Council Members:

Monday, May 19, 1980, my office was notified by Frank D. Jones, Director of Lake Central Region of Heritage Conservation and Recreation Service of the Department of Interior that the funding for the renovation of Moores Park Pool has been approved. The total amount of the grant is \$653,682.00; City share 30% or \$196,105; and Federal share 70% or \$457,577.

City Council on February 26, 1980, approved using a portion of the monies reserved in an account for the construction of a new swimming pool as matching funds. The reserved funds were not adequate for such new construction at today's costs. The total funding will be used to repair and renovate the entire pool structure, placing the pool in compliance with health laws, ordinances, and handicap accessibility legislation.

Federal funding of the project is through the Urban Park and Recreation Recovery Program (UPARR). The UPARR Program is aimed at the renovation and rehabilitation of older Urban Parks.

Sincerely,

GERALD W. GRAVES,
Mayor, City of Lansing.

Received and placed on file.

DATE: 5/28/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the City Attorney. Re: Opinion and Findings of Fact in the matter of Jose L. Rios, Veterans Preference Hearing.

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

May 28, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

This is to advise that I have submitted to the U. S. Department of Housing and Urban Development an official request for release of funds and certification for the purposes and in the amounts as follows:

Peripheral Rehabilitation

Westside NSA No. 1	\$ 34,701.00
Eastside NSA No. 2	34,701.00
Northside NSA No. 3	34,701.00
Southside NSA No. 4	34,701.00
	<hr/>
	\$ 138,804.00

Community Development Block Grant funds will be leveraged to rehabilitate and upgrade housing that is adjacent to the Westside, Eastside, Northside and Southside Neighborhood Development Areas.

Multi-Year Project

Neighborhood Improvements Program Support (Public Facilities and Improvements)	\$ 84,640.00
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Within the Westside, Eastside, Northside and Southside Neighborhood Strategy Areas Community Development Block Grant funds will complement Neighborhood Improvement Program (NIP) monies for rehabilitation with public facilities and improvements.

Multi-Year Project

Capitol Commons Public Facilities and Improvements	\$ 472,000.00
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The provision of public facilities and improvements to the Capitol Commons housing redevelopment project is a continuing commitment toward providing housing opportunities for low and moderate income persons in the Central City Area. The Capitol Commons project has had substantial amounts of HUD and local funds appropriated in prior years for acquisition and clearance activities. These funds will be utilized to provide sewer facilities and other public improvements in order that the property may be marketed for residential use.

City-wide Housing

Rehabilitation	\$ 97,163.00
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On a City-wide basis funds will be leveraged through the private sector to rehabilitate and upgrade housing on an emergency basis for low and moderate income households through the use of subsidized loans and grants.

Multi-Year Projects

W. Saginaw Commercial Area
Public Improvements \$ 58,460.00

E. Michigan Avenue
Commercial Area Public
Improvements 58,460.00
\$ 116,920.00

The accessibility and vitality of the West-side Commercial Area will be through the provision of additional parking areas; improved accessibility, especially for elderly and handicapped persons; improved lighting; provision of landscaping and screening for the parking area; replacement of sidewalks, curbs, and gutters; and a minimal amount of street resurfacing.

Improved accessibility and vitality of the Eastside Commercial Area will be through the provision of additional parking areas; improved accessibility, especially for elderly and handicapped persons; improved lighting; provision of landscaping and screening for the parking area; replacement of sidewalks, curbs, and gutters; and a minimal of street resurfacing.

Code Enforcement NSA \$ 186,504.00

TOTAL 5th PROGRAM
YEAR \$1,096,031.00

The aforementioned is in accordance with your policy.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file.

May 29, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

Attached for your information is the planned 1980-81 Fiscal Year Local and Major Streets Resurfacing Program, said streets being selected after careful review by the engineering staff and field personnel of the City's Public Service Department.

The program calls for 8.53 miles of Local Street resurfacing, at a cost of \$406,000, of which \$203,000 will come from Michigan Public Act 51 of 1951, as amended, and \$203,000 from the City's General Fund. The program calls for another 3.70 miles of Major Street resurfacing, at a cost of \$303,000 from Public Act 51 funds.

Because of the defeat of the recent bond proposal for City street improvements, we will have fewer dollars available in relation to costs for the 1980-81 Fiscal Year,

the net result being that a) the City will resurface approximately 2 miles less than for the present year, and b) the 20 other miles of streets in need of resurfacing will not be improved.

Be further advised that union contracts (Michigan Road Builders) will expire on June 1, 1980. If agreements cannot be met and a work stoppage results, the City of Lansing will be affected in the following ways:

1. All private contracts will be stopped. This will include our Spring Curb and Gutter Contract, Spring Milling Contract, and our existing Local Street Curb and Gutter Repair Contract.

2. Private suppliers of asphalt materials will be closed, and since the City no longer has a viable asphalt plant, asphalt materials will not be available.

3. If the private suppliers are closed, this will affect the budget accounts and related Public Works Division work programs that are scheduled for the month of June as follows:

Local Street Resurfacing
Major Street Resurfacing
Local Street Maintenance
Major Street Maintenance
Alley Resurfacing

4. We will be able to adjust our work schedules for a maximum period of two weeks, but after that it will be necessary to lay off the majority of our street maintenance crews (approximately 30 employees).

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file with copy to each Council Member.

DATE: 5/29/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Public Service Director. Re: Final Construction Cost on "1979" Curb and Gutter Contract.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 5/29/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Deputy Director for Redevelopment. Re: Sale of vacant lot—1107 Oak Street (NDA No. 3).

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 5/29/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the City Controller. Re: Financial Security—Sunset Hills No. 10.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Ways and Means.

DATE: 5/29/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director. Re: ACT-3-79 — Ionia Street Vacation.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 5/29/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Manpower Director. Re: Resolution to accept \$79,362 in CETA Title IID Discretionary Funds and \$12,500 in CETA Title IIB Funds.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

RESOLUTIONS

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the appointment of Dorothy Morris to the Board of Police Commissioners, for a term to expire June 30, 1980, is hereby confirmed.

By COUNCILMAN BLAIR—

That the above resolution be reconsidered for the purpose of correcting the date.

Carried.

By COUNCILMAN BLAIR—

That the resolution be amended as follows:

That the date of "1980" be corrected to read "1984".

Carried.

The resolution as amended was adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the appointment of Russell Lawler to the Board of Police Commissioners, for a term to expire June 30, 1984, is hereby confirmed.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the appointment of John Powers to the Parks Board, for a term to expire June 30, 1984, is hereby confirmed.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the appointment of Ralph Kauffman to the Board of Fire Commissioners, for a term to expire June 30, 1984, is hereby confirmed.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the Mayor has submitted the names of John R. Pettibone and Dirck Terwilliger for re-appointment to the Board of Directors of the Capital Area Transportation Authority (CATA) representing the City of Lansing; and

Whereas, the Committee of the Whole has interviewed these two individuals and recommends their confirmation;

Now, Therefore, Be It Resolved by the City Council of the City of Lansing, Mr. John R. Pettibone and Mr. Dirck Terwilliger are hereby approved and confirmed to serve as Lansing's representatives on the CATA Board for concurrent terms to expire on June 30th, 1984.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

P-8-79

Irish Gardens Subdivision
Preliminary Plat—Final Approval

Whereas application has been made for final approval of the preliminary plat of Irish Gardens Subdivision; and

Whereas the Planning Department, in accordance with Section 37-8 of the Subdivision Control Ordinance, has reviewed this application and recommended approval thereof; and

Whereas the Physical Development Committee of City Council has reviewed the application and the report of the Planning Department and concurs therewith;

Now, Therefore, Be It Resolved that the preliminary plat of Irish Gardens be given final approval subject, however, to all conditions as set forth by the City Council at the time of tentative preliminary plat approval.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

P-10-79

Cedar Wood Executive Park Subdivision
Preliminary Plat—Final Approval

Whereas application has been made for final approval of the preliminary plat of Cedar Wood Executive Park Subdivision; and

Whereas the Planning Department, in accordance with Section 37-8 of the Subdivision Control Ordinance, has reviewed this application and recommended approval thereof; and

Whereas the Physical Development Committee of City Council has reviewed the application and the report of the Planning Department and concurs therewith;

Now, Therefore, Be It Resolved that the preliminary plat of Cedar Wood Executive Park Subdivision be given final approval subject, however, to all conditions as set forth by the City Council at the time of the tentative preliminary approval.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON WAYS & MEANS—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing is involved in an ongoing CETA program, and

Whereas, the City has received from the Lansing Tri-County Regional Manpower Consortium an additional allocation of CETA Title IID discretionary funds for use in public service employment and an allocation of CETA Title IIB funds for use in an on the job training pilot program.

Now Therefore, Be It Resolved, that the City Council authorizes the acceptance of \$79,362 in CETA Title IID discretionary funds and \$12,500 in CETA Title IIB funds for use in FY 79-80, and

Be It Further Resolved that the City enter into agreement with the Lansing Tri-County Regional Manpower Consortium to provide for the delivery of employment and training services under Title IIB of the Comprehensive Employment and Training Act.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing has received proposals for the annual independent audit of the Board of Water and Light for the fiscal year ending June 30, 1980; and

Whereas, the City Council has received a recommendation to accept the proposal submitted by the auditing firm of Ernst & Whinney to conduct the audit at a price not to exceed \$22,000; and

Whereas, the Committee of the Whole has reviewed the recommendations of City staff recommending selection of Ernst & Whinney;

Now, Therefore, Be It Resolved, that Ernst & Whinney be selected to perform the Fiscal Year 1980 audit in accordance with specifications approved by the City Council on December 23, 1963, and in accordance with additional specifications approved by this Council and the scope of services as stated in the proposal submitted by Ernst & Whinney on May 22nd, 1980; and

Be It Further Resolved, that the audit be awarded on a three-year cycle beginning Fiscal Year June 30, 1980, with the understanding the Board of Water and Light will obtain a written proposal each subsequent year from Ernst & Whinney and advise City Council of the merits of continuing with this firm or whether the City Council should solicit new proposals from other auditing firms.

By COUNCILMAN BLAIR—

That this resolution be sent back to the Committee of the Whole for further discussion.

Carried.

PUBLIC IMPROVEMENT III

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

That the special assessment roll for storm and sanitary sewer construction:

Assessment Roll No. 279

PS 76101 Storm

Property Benefited: All lands fronting on Rolfe St. from Miller Rd. to the north end of street excepting all public streets and alleys and other lands deemed not benefited.

Assessment Roll No. 279

PS 64111 Storm

Property Benefited: All lands fronting on Sidney St. from Reo Rd. to Jolly Rd. excepting all public streets and alleys and other lands deemed not benefited.

Assessment Roll No. 279

PS 67042 Sanitary

Property Benefited: All lands fronting on E. Cavanaugh Rd. from the outlet E. of the R.R. to Aurelius Rd. excepting all public streets and alleys and other lands deemed not benefited.

The revised estimated expense of said improvements based upon construction bids are as follows:

Project number PS 76101

Assessment Roll No. 279

Intersection and City Contribution

Storm	\$ 5,497.00*
Sanitary	25,850.63
Leads	2,096.25
Total Sanitary	\$ 27,946.88**
Total Project Cost	\$ 33,443.88

Assessable to Property Owners

Storm	\$ 55,555.35
Sanitary	41,382.40
Leads	2,268.00
Total Sanitary	\$ 43,650.40***
Total Project Cost	\$ 99,205.75

Total Project Cost

Storm	\$ 61,052.35
Sanitary	67,233.03
Leads	4,364.25
Total Sanitary	\$ 71,597.28
Grand Total	\$132,649.63

*From Acct. 101-936-617-973

**From Acct. 590-536-608-974

***Resolution 4/28/80 Special Assessment Rate

returned by the City Assessor be received and placed on file, and the City Clerk be directed to publish a notice thereof by publication in a local newspaper five days in accordance with Section 28-17, of Chapter 28 of the Code of Ordinances.

Resolved further, that the City Council will meet at the Council Rooms on Monday, the 23rd day of June, 1980 at 7:00 o'clock p.m. for the purpose of reviewing said assessment roll.

I hereby certify that funds are available and encumbered for the City of Lansing's share of said project.

All projects are a part of the Rolfe Street

and Other Storm and Sanitary Sewer Contract, PS 76101.

CHARLES S. REMENAN,
Deputy City Controller.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT V

Resolved by the City Council of the City of Lansing:

That the supplementary special assessment roll for the purpose of constructing curb and gutter as follows:

Assessment Roll No. 274

Location—

Webster Rd. from Pheasant to Logan St.
Superior St. from Webster Rd. to Selfridge St.

Piper Ave. from Newark St. to 240 linear feet north of Webster Rd.

as returned by the City Assessor be and the same is hereby ratified and confirmed, and that the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to refund to all persons who have paid said tax as originally assessed the prorata amount of difference as shown in said supplementary roll, and collect all unpaid tax as shown on said roll on or before September 9, 1980.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the 7th day of January, 1980, this council was petitioned to change the following described property from "J" Parking and "B" One Family Residential Districts to "C" Two Family Residential and "A" One Family Residential Districts all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 19th day of May, 1980, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-2-80 — 2727 West Holmes Road,
3301-31-202-091.

More particularly described as:

Commencing 160 feet west of the north $\frac{1}{4}$ post, northeast $\frac{1}{4}$ of Section

31; thence south 349 feet, west 368.6 feet, north 349 feet, east 366.9 feet to beginning, Section 31, T4N, R2W, City of Lansing, Ingham County, Michigan;

from "J" Parking and "B" One Family Residential Districts to "A" One Family and "C" Two Family Residential Districts.

Whereas, pursuant to Act 207, P.A. 1921, as amended, the Planning Board advised City Council to approve the request subject to conditions; and

Whereas the Physical Development Committee has reviewed the report of the Planning Board and does concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the request to rezone the above described property from "J" Parking District and "B" One Family Residential District to "A" One Family Residential and "C" Two Family Residential Districts be approved as follows:

Parcel A — The north 230 feet of the east 150 feet of the above described property be rezoned from "B" One Family Residential and "J" Parking Districts to "C" Two Family Residential District.

Parcel B — The south 119 feet of the east 150 feet of the above described property from "B" One Family Residential and "J" Parking Districts to "A" One Family Residential District; and

Be It Further Resolved that the rezoning is subject to the following conditions:

- 1) The setbacks for the two family buildings shall be 42 feet from the Holmes Road property line to allow for the possible expansion of Holmes Road.
- 2) Access to the two family properties shall be from Holmes Road and, as recommended by the Traffic Engineer, there shall be only one driveway curb cut for each lot to avoid an excessive number of curb cuts on Holmes Road.
- 3) Access to the one family properties shall be from Glenbrook Street.
- 4) All agency recommendations shall be adhered to.

Adopted by the following vote:

Unanimously.

By WAYS AND MEANS COMMITTEE—

Resolved by the City Council of the City of Lansing:

That the following transfers be made:

\$ 1,500.00 from Genesee Center Building
Maintenance
A/C 101-265-003-931

\$ 1,500.00 to Jury Rowe Warehouse
Utility—Property
Management
A/C 101-265-004-920

\$ 4,125.00 from Reserve for Contingency
A/C 101-841-000-963

\$ 4,125.00 to Forestry—Contractual
Wages
A/C 101-781-000-707

\$ 668.00 from Estimated Revenues—
Women's Resource Bureau
A/C 280-000-000-160

\$ 668.00 to Special Assistance
A/C 280-857-378-969

\$ 3,200.00 from Utilities
A/C 590-536-000-920

2,000.00 from Sanitary Sewer Cleaning—
Wages
A/C 590-561-000-706

5,000.00 from Sanitary Sewers—
Inspection T.V. Inspection
A/C 590-563-000-801.00

\$ 1,200.00 to Sanitary Sewer
Cleaning—Equipment
Rental
A/C 590-561-000-943

8,200.00 to Sanitary Sewer
Repair—Wages
A/C 590-562-000-706

600.00 to Sanitary Sewer
Inspection—Wages
A/C 590-563-000-706

200.00 to Sanitary Sewer—Taps
& Wyes—Operating
Supplies
A/C 590-565-000-740

\$10,855.00 from District Court—Fringe
Benefits
A/C 760-136-000-715

\$10,855.00 to District Court—
Operating Supplies
A/C 760-136-000-740

\$ 5,450.00 from Insurance
A/C 760-958-000-910

\$ 5,450.00 to Self-Insurer's Fund—
Workers Disability
Compensation Fund
A/C 765-955-000-918

I hereby certify that this is a properly
drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Approved:

WILLIAM A. BRENKE,
TERRY J. McKANE,
Ways and Means Committee.

By COUNCILMAN GUNTHER—

That the amount of \$4,125.00 be removed
from the transfers and referred back to the
Committee on Ways and Means to be dis-
cussed at the Committee of the Whole meet-
ing on Thursday, June 5, 1980.

Carried.

The following vote was taken on the bal-
ance of the transfers.

Adopted by the following vote:

Unanimously.

By COUNCILMAN BLAIR—

That the letter from the Mayor on April
14, 1980—page 254—relative to the Grant
to the Forestry Department that was re-
ceived and placed on file be referred to the
Committee on Public Property and Safety.

Carried.

INTRODUCTION OF ORDINANCE(S)

The following ordinance(s) of the City
of Lansing, Michigan, providing that the
Code of Ordinances be amended by:

Adding a new subsection to be numbered
(9) prohibiting engaging the services
of a taxicab without paying for that
service;

was introduced by Councilman Blair read a
first and second time by its title(s) and
referred to the Committee on Public Prop-
erty and Safety.

By COUNCILMAN BLAIR—

Resolved by the City Council of the City
of Lansing:

That a public hearing for the considera-
tion of an amendment to the Lansing Code
of Ordinances regarding the operation of
taxi-cabs in this city be held on June 16,
1980 at 7:00 p.m. in the Council Chambers,
10th floor, City Hall.

Adopted by the following vote:

Unanimously.

By COUNCILMAN McKANE—

Resolved by the City Council of the City
of Lansing:

That Councilman Lindemann be excused
from the session.

Carried.

REMARKS BY THE MAYOR'S EXECUTIVE ASSISTANT:

No comment.

REMARKS BY THE CITY COUNCIL:

By COUNCILMAN GUNTHER—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived for the purpose of presenting items that are not listed on the agenda.

Carried.

Letter from Ingham Medical Center in regard to the increasing of the complexity with parking problems in the area and request use of property owned by the City in the 2800 block of Stabler St. for parking purposes.

Referred to Mayor, Committee on Public Property and Safety.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, residents of the City of Lansing have watched with pride and amazement as a local youngster developed his basketball talents on local playground courts, in the Everett High School gym, and in Jenison Fieldhouse; and

Whereas, this youngster is now a man at age 20, having earned the respect of his peers in the National Basketball Association, the admiration of basketball fans nationwide, and the adulation of children here and across the country; and

Whereas, despite his status as a superstar in the world of basketball Earvin Johnson

has shown as much pride in his hometown as his family, friends, and fans have shown in him; and

Whereas, Earvin Johnson's loyalty to his roots and friendships has proclaimed to all America that Lansing is a great city to be from and return to;

Now, Therefore, Be It Resolved the Lansing City Council hereby thanks Earvin Johnson for his devotion to his hometown; and

Be It further Resolved the City Council hereby confers upon Earvin Johnson the honorary title of "Favorite Son of Lansing"; and

Be It Finally Resolved,

WE BELIEVE IN MAGIC!

Adopted by the following vote:

Unanimously.

Councilman Blair spoke about the tall grass in the Capitol Complex area owned by the State of Michigan.

Dick Moore, 2116 Clifton, spoke relative seeds from soft maple trees.

By COUNCILMAN BLAIR—

That this meeting stand adjourned.

Carried.

Council adjourned at 8:20 P.M.

THEO FULTON,
City Clerk.

Lansing, Michigan

June 2, 1980

F/B

CITY CLERK'S OFFICE
Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE
U. S. POSTAGE
PAID
Permit No. 1461
Lansing, Michigan

419

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, Special Meeting, June 5, 1980

CITY COUNCIL ROOMS

Lansing, Michigan

June 5, 1980

The City Council of the City of Lansing, Michigan, met in special session and was called to order by President Adado.

Present: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

June 4, 1980

Miss Theo Fulton
City Clerk
9th Floor, City Hall
Dear Miss Fulton:

The undersigned members of City Council hereby request that you initiate a Call of

the Clerk for a Special Meeting of the City Council on Thursday, June 5, 1980, at 4:00 p.m. in the Council Chambers.

The purpose of this meeting is to grant approval of street closings, outdoor gathering license, and City co-sponsorship of the North Lansing Fun Fest, scheduled to take place this weekend, June 6-8.

Sincerely yours,

LOUIS F. ADADO,
Council President,

JACK D. GUNTHER,
Fourth Ward Councilman.

June 4, 1980

President Adado and Members
of the Lansing City Council
City Hall
Lansing, Michigan 48933

Gentlemen:

This is to certify to this Honorable Body

that pursuant to the request of Councilmen Adado and Gunther directing me and dated June 4, 1980, written notice of a Special City Council meeting requested therein was served in full compliance with the requirements of Section 3-202 of the Lansing City Charter.

Sincerely,

(MISS) THEO FULTON,
City Clerk.

The City Clerk announced that signed receipts as to proof of service on each Councilman and The State Journal are on file in the City Clerk's Office.

In compliance with the Open Meetings Act of 1976 the Special Meeting Notice is also attached.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the North Lansing Community Association (NLCA) has requested assistance from the City for its 6th Annual Fun Fest, scheduled for June 6, 7, 8, 1980; and

Whereas, the City has co-sponsored this event in previous years;

Now, Therefore, Be It Resolved, the Lansing City Council, sitting in Special Session this 5th day of June, 1980, does hereby approve City co-sponsorship of the 6th Annual Fun Fest, thereby waiving the requirement for an Outdoor Assembly License and the fees for services provided by the City, under the condition that the NLCA shall produce evidence of liability insurance satisfactory to the City Attorney; and

Be It Further Resolved, the following street closings for this event are approved:

E. Grand River Avenue from the west curb of Race Street to the western property line of Smith's Pharmacy.

Turner Street from E. Grand River Avenue to the northern property line of Trimonex Corporation.

Race Street from E. Grand River Avenue to E. Maple Street.

E. Maple Street from Race Street to Factory Street.

And Be It Finally Resolved, unbudgeted expenses which cannot be absorbed by affected departments in their current appropriations may be reimbursed from the City Special Expense Account, No. 101-930-000-962, upon submission of appropriately documented transfer requests.

By COUNCILMAN WORTHINGTON—

That the resolution be amended as follows:

That in the last paragraph after the word "appropriations" add a comma (,) and the following wording "limited to the Showmobile and Public Address Equipment, 20 picnic tables, 20 trash barrels with liners, and 4 sections of 50 ft. snow fencing."

Carried.

The resolution as amended was adopted by the following vote:

Unanimously.

By COUNCILMAN BLAIR—

That this meeting stand adjourned.

Carried.

Council adjourned at 4:15 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

June 5, 1980

CITY CLERK'S OFFICE

**Room 921, City Hall
Lansing, Michigan 48933**

Address Correction Requested

BULK RATE

U. S. POSTAGE

PAID

**Permit No. 1461
Lansing, Michigan**

421

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, June 9, 1980

CITY COUNCIL ROOMS

Lansing, Michigan

June 9, 1980

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by President Adado.

Present: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman McKane.

Pledge of Allegiance was led by Councilman McKane.

By **COUNCILMAN McKANE—**

That the Council Proceedings of May 12, 1980, Be approved as printed.

Carried.

HEARING ON PROPOSED CHANGE IN ZONING CLASSIFICATIONS

June 9, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

**Z-12-80—311 East Rockford Road and
2327 Maplewood Avenue**

be rezoned from "B" One Family Residential District to "J" Parking District.

The President announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

Councilman Brenke stated that he has had 3 phone calls against the rezoning.

Tom Pullen, Acting Executive Director for Health Central, spoke.

Referred to Committee on Physical Development.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON NON-AGENDA ITEMS. YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

Rev. J. Graves, pastor Mt. Zion Baptist Church, spoke relative allegations made by the Mayor against him.

Robert Hull, 404 S. Holmes, spoke relative article in Saturday, June 7, 1980, concerning Civic Center.

Chas. Jurasek, 3200 Reo Road, spoke relative North Lansing Festival.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

PUBLIC DRIVERS—

Gary A. Howay, Brian Paul Ferguson.

CABARET—

Capitol Park Motor Hotel, Inc., Holiday Inn.

Referred to Committee on General Services.

Summons filed in U.S. District Court by Fannie McKissick vs. The City of Lansing, Richard Gleason (Chief of Police), David Dickson, W. Wright, J. Webster (Police Officer) in connection with arrest.

Referred to Mayor, City Attorney.

Petitions filed for rezoning:

Z-22-80—

Beginning at the S.E. corner of Lot 2 of block 91 of the Original Plat of said City of Lansing running thence west 121 feet, thence north 44 feet, thence south 44 feet to the place of beginning, City of Lansing, Ingham County, Michigan, from "D" Apartment District to "D-1" Professional Office District—(227 N. Pine Street).

Z-23-80—

The east 180 feet of Lot 44 and the east 180 feet of the north $\frac{1}{2}$ of Lot 43, Mayfield Farms subdivision, also a strip of land (2) feet wide north of and adjoining the east 180 feet of Lot 44 and the south $\frac{1}{2}$ lot of 43 and the north $\frac{1}{2}$ Lot 42, City of Lansing, Michigan, Ingham County, from "A" One Family Residential District to "B" One Family Residential District—(3021 N. Turner Street).

Referred to Mayor, Planning Board.

Petition filed by residents of East Barnes Street area requesting the installation of alley lights in the alley behind Washington Avenue and between East Barnes and Isbell Street.

Referred to Mayor, Board of Water and Light.

Requests filed for street closings:

Mrs. Louis Newhouse—2600-2700 blocks of Fairfax Rd.—July 4, 1980—block party.

Deniese Farhat—3200 block of Colchester St.—June 20, 1980—block party.

Referred to Mayor, Committee on Public Property and Safety.

Letter from the South Central Neighborhood Organization in regard to the Old John Bean parking lot at corner of Donora and Baker Streets being developed into a "Tot Lot."

Referred to Mayor, Committee on Public Property and Safety.

Application for Industrial Facilities Exemption Certificate for Spartan Investment Co., 2443 S. Rundle Street.

Referred to Mayor, Economic Development Corporation.

Letter from Fritz Stansell, President of Blue Lake Fine Arts Camp, in thanks for the nomination of Gretchen and himself for a Minuteman Award.

Received and placed on file.

Letter from S. R. Quackenbush in regard to several items (Logan Street project, taxes, CATA, etc.).

Referred to Mayor.

Letter from Rudy Wilson, President of Lansing Chapter, NAACP, in regard to Board of Water and Light appointment.

June 4, 1980

Honorable Louis Adado
President

Lansing City Council

City Hall

Lansing, Michigan 48901

Dear Council President Adado:

I am writing to you on behalf of all the concerned Lansing citizens who signed the letter of May 14, 1980, addressed to members of the City council concerning the matter of Marvin Ray.

I request that this letter be read by you to the Committee of the Whole and placed in the record. I further trust the letter will be read into the permanent record at the next public general council session.

My colleagues and I believe this non-personal form of communication will avoid public confrontation with the mayor. While the appearance of one, or all of us, before the council and the mayor is not in the best interest of promoting understanding, silence is equally counter productive. The legitimate concerns of the black community must be given expression and dealt with.

As a result of the events that have transpired subsequent to our initial letter, our position is as follows:

1. We commend the members of the council for demonstrating an appropriate and sensitive concern regarding retaining black representation on the Board of Water and Light.
2. Our gratitude is hereby expressed to the council members for their genuine efforts to openly and publicly discern all the pertinent facts surrounding the failure to reappoint Board President Ray. This responsible action has cleared the air.
3. We voted for, and fully understand, the City Charter. We do not dispute the right of the Mayor to remove Mr. Ray from the board and appoint a designate of his choice.
4. However, we point out to all concerned that the Mayor, by his own action, chose to do something other than simply not reappoint Board President Ray. The mayor chose to publicly state a reason for discontinuing Ray's service.
5. When the mayor exceeded the bounds of a simple executive determination, he focused the concern of the black community on the appointive process. In effect he removed Mr. Ray for cause without affording him due process.
6. When the mayor refuses to reappoint any board member because of a specifically stated allegations, and when the member so charged disputes the facts of that allegation, it is the clear duty of the council to seek the truth. This is especially true when the allegation is patently transparent and suggests that the genuine motives are concealed.
7. The majority of council members have correctly perceived that minority representation on city boards is a qualitative issue as well as a merely quantitative one. The obligation of the government

to its citizens goes beyond fundamental arithmetic. The mayor should appoint, and the council should approve, the most qualified candidates available.

8. Without dispute the most qualified candidate is Mr. Ray. He has eight years of on-the-job training. During those eight years of service his performance has never been an issue. He was recently elevated to president by his board colleagues.
9. The mayor's publicly stated reason for not reappointing Mr. Ray is a so called "conflict of interest" matter. The City Attorney has ruled that Mr. Ray removed himself from any conflict in 1979.
10. These facts are now on the record because of the sensitivity that most council members have exhibited on this issue. The black community will now accept the final resolution. In critical times there is no substitute for patient, rational dialogue. There has never been any reason to believe the public is served by a rush to judgment where issues deeply affecting the black community are involved.
11. It should be clear now that the authority of the council to accept or reject the mayoral appointments is not merely a passive obligation as some have suggested. It is part of a delicate checks and balances system with deep roots in the U.S. Constitution. History shows that the legislative branch of government frequently relies on its powers to "advise and consent," not merely to vote an appointee up or down, but as authority to examine the entire appointive philosophy of the executive.

We believe the council in thoroughly investigating the Marvin Ray matter has acted in the best traditions of a democratic society. We further believe that the council has sent a message to the mayor that it will carefully review his appointees and restrain any exercise of whimsy that is demeaning to citizens who give of their time to serve the city.

The only fortunate aspect of the entire affair is the reassurance we feel that a vigilant city council will insure such incidents do not occur again.

Sincerely,

RUDY WILSON,
President,
Lansing Chapter, NAACP.

Received and placed on file.

**MAYOR'S EXECUTIVE ASSISTANT
COMMENTS ON ANY ITEM ON THE
AGENDA:**

No comment.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING ITEMS LISTED ON THE AGENDA: COMMUNICATIONS AND PETITIONS, COMMITTEE REPORTS, REPORTS OF CITY OFFICERS AND BOARDS, AND RESOLUTIONS. YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

Jack Davis, Attorney representing the Parkside Company, spoke in regard to resolution No. 7d2—the establishment of a Commercial Redevelopment District.

Mildred Ceasar, 1436 Ada St., representing the Southside Neighborhood Association, spoke in regard to Communications No. 6 relative "Tot Lot" and stated that there would be a meeting on June 11, 1980, at 7:30 p.m. at Mt. Hope School Gym.

Rudy Wilson, 1920 William St., President of NAACP, spoke and asked that the appointment of Charles Jones to the Board of Water and Light be held.

Dr. Mary Hartshorn, 2300 Hanover, spoke on letter from the Mayor 3e.

Gene Martin, 133 Leslie St., spoke on Police Harassment.

James R. Barnes, 204 N. East Street, spoke.

Steve Zenda, Attorney, spoke on resolution No. 8—Auditor Selection for Board of Water and Light.

Dick Holmes, 220 Reo Ave., spoke relative charter.

Jan Ratter, 620 W. Barnes St., spoke on Mayor's letter 3e.

Councilman Blair asked that the Council recess for a period of 5 minutes.

Carried.

Council recessed at 8:20 p.m. and reconvened at 8:29 p.m.

REPORTS OF COMMITTEES

The COMMITTEE ON GENERAL SERVICES approves the following applications and bonds for licenses:

PUBLIC DRIVERS—

Gary A. Howay, Brian Paul Ferguson.

CABARET—

Capitol Park Motor Hotel, Inc., Holiday Inns.

Signed:

WILLIAM A. BRENKE,
TERRY J. McKANE,
LOUIS F. ADADO,
Committee on General Services.

By COUNCILMAN BRENKE—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred rezoning petition Z-55-79 for property at 3350 N. Grand River Avenue from "A" One Family Residential District to "D-1" Professional Office District, reports as follows:

That said rezoning be approved.

Signed:

SIDNEY P. WORTHINGTON,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Physical Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred the Ordinance of the City of Lansing providing that the Code of Ordinances be amended by adding a new section to be numbered Section 36-145.12 to provide for an amendment to the Physical Development Plan for the Capitol Commons Neighborhood Development Area within the City of Lansing sale of property at 530 S. Pine St., reports as follows:

That said ordinance be passed.

Signed:

SIDNEY P. WORTHINGTON,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Physical Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Councilman Blair asked that he be allowed to abstain from voting on this issue.

Carried.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

June 4, 1980

Councilman Adado and Members

Lansing City Council

Gentlemen:

Attached is an application for a parade permit from the DaCapo, Inc. organization, scheduled for 11:45 A.M. on Friday, June 13, 1980, which has been approved by all the necessary departments.

Our personnel estimate this will cost the City of Lansing a total of \$17.78, which represents two officers and two motorcycles for ½ hour.

This is being forwarded for your final determination.

Respectfully yours,

RICHARD A. GLEASON,
Chief of Police.

By COUNCILMAN LINDEMANN—

That we approve the parade permit inasmuch as it has received the signatures of all the required departments.

Carried.

June 4, 1980

Miss Theo Fulton

City Clerk

City of Lansing

City Hall

Lansing, Michigan 48933

Dear Miss Fulton:

In accordance with provisions of the City Charter, Article 5, Chapter 2, Section 5-203.6, we herewith submit for filing in your office a copy of the Board of Water and Light's Annual Budget for Fiscal Year ending June 30, 1981. The budget was adopted by the Board at its May 28, 1980, meeting.

BOARD OF WATER AND
LIGHT

Donna Smieska, Secretary.

Received and placed on file.

DATE: 6/3/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Administrative

Assistant Re: Request for Street Closing
—July 5, 1980—8 p.m. to 9:30 p.m.
(Sumpter from Stillwell to Anson)

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

By COUNCILMAN LINDEMANN—

That the request for the above street closing be approved.

Carried.

DATE: 6/2/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Office of the Mayor Re: Letter to Members of the Gardner Junior High School Orchestra

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

DATE: 6/5/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Parks Director Re: Authorization for the sale of beer and wine, as provided for by City Ordinance, at Ethnic Festival, July 4 and July 5, 1980

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 6/5/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Director of Building Safety Re: Trash Removal Assessment

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

By COUNCILMAN LINDEMANN—

That said assessment be approved and placed on the December tax rolls.

Carried.

June 5, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

In January of this year, a lady appeared before City Council with charges galore, including that of being "harassed" by the Police Department. Councilman Terry McKane immediately demanded a report from myself, as Mayor, regarding those charges.

A detailed report, dealing with the matter, was compiled by myself, the Police Department and the Human Relations Department, and forwarded to you on February 11, 1980, and it showed the charges were unsubstantiated. My cover letter read as follows:

"Recently, one Joyce Tedder appeared before City Council. Upon the completion of her charges, Councilman Terry McKane requested a report of the matter.

Attached is the report in question and it is unfortunate that over 60 hours of effort had to be expended to bring this matter together, with a cost in excess of \$500.00.

Joyce Tedder is the same individual that kicked in the desk of an Assistant City Attorney and as of Friday, February 1, 1980, was sentenced to 30 days in jail by District Judge Patrick Cherry for assaulting a police officer, etc.

This report is forwarded to you because of a request and as a matter of record."

Councilman McKane filed the report apparently because no one has heard anything regarding the contents, or all of the effort expended.

I submit the aforementioned as just one example that complaints leveled before City Council are not always based upon fact, and that the inability of some Council Members to sift fact from fiction results in a waste of time, effort and dollars. Unfortunately, Councilman McKane is going to do it to you and the rest of the City again.

Recently, another barrage of "charges" were leveled again before City Council, this

time by persons who refer to themselves, very politely, as "gays."

You concurred in the motion by Councilman McKane that the Administration look into those "charges," then you failed to forward to me the communications containing the so-called "charges," communications which I personally had to request and go up to the tenth floor to require.

One communication, no date, and signed by one Gene Martin, Chairperson, Lansing Association for Human Rights, no address, charged that the City was illegally arresting "gays" for solicitation, that the State law, in question, was unconstitutional, that if the State law was not unconstitutional it was being used as a "tool against the gay community," "entrapment has been a 'common' tactic," that "there has been harassment," etc.

In a communication, date of May 28, 1980, from the so-called Michigan Organization for Human Rights, Detroit, Michigan, as signed by Phil Greene, President, you were advised, and I quote in part:

—"... that your police department's vice squad has instituted a program of illegal harassment against suspected homosexual and bisexual patrons and of the bars they tend to frequent . . .";

—"... MOHR has learned that under the guise of liquor violations the officers 'cruise' the bars and their parking lots for hours in order to 'get picked up'";

—"Arrest statistics show that five officers an incident are utilized in most cases!"; and

—"It has also been alleged to MOHR that entrapment and false police reports have been utilized in order to file charges."

MOHR, also, seeks to 1) eliminate all vice squad activity related to sex except for street prostitution; 2) establish a program of liquor control "which is non-discriminatory and based on a rotation system covering all bars in the City," etc.

In a newspaper article, The State Journal, May 30, 1980, "gays" have accused undercover officers of coming into the "gay bars," of having drinks, while waiting to be "picked up" so they can accompany a suspect to make an arrest. Stephen Franklin, manager of Bonnie and Clyde's, is purported to be upset because uniformed officers have entered the establishment to make age identification checks.

The article states that Councilman Patrick Lindemann and James Blair said that the City's recently adopted ordinance was meant to stymie prostitution on Michigan Avenue, and that it was not Council's intent to have police go after gays.

Well, what is fact? If you just take one minute to analyze the complaints, you will have no problem whatsoever determining

that the two complaining organizations complement each other, one being the Michigan Organization for Human Rights, the other being the Lansing Organization for Human Rights, that both use similar basic charges. But that neither attaches specifics in any manner, shape or form. Why? Where is the documentation? Where are the names of those persons who were harassed? Where are the dates? Where is the specific allegation of each person? I request that you urge Councilman McKane to provide me with same so that I can proceed with an in-depth investigation. Charges are not often based on fact—therefore, I am requesting basic facts so that the waste of time, effort and taxpayers' dollars, which occurred from the last investigation requested by Councilman McKane, does not happen again.

The Flexi-Patrol of the Lansing Police Department was recently started because of prostitution and soliciting on the near East Side. For all practical purposes, it got organized on February 11, 1980. Since that date, there has not been one Flexi-Officer in a Lansing bar that caters to homosexuals (Tramps, Covello's or Bonnie and Clyde's). The incident reports will, also, reflect that Flexi has not made an arrest at any of the previously mentioned locations. Flexi became acutely aware of the male homosexual soliciting problem quite by accident. As officers were attempting to maintain mobile and stationary surveillance on known female prostitutes, homosexuals would follow our officers, or approach them if they were parked. The Flexi-Patrol then deduced that if it was happening to them, the Lansing citizenry was experiencing the same harassment. The Police Chief and I concurred.

The primary location for the soliciting by the homosexuals is the parking lot in the 500 block of E. Michigan Avenue, owned and operated by the City of Lansing.

Never once have our officers changed or disguised their voices, altered clothing styles, or changed any type of mannerism to appear to be effeminate. In each case, we have been approached by the homosexuals either on foot or vehicle.

The sole purpose of Flexi-Officers in arresting homosexuals for soliciting is to spare the Lansing citizenry from soliciting harassment, in the downtown or any other area. We do not feel that the public should have to see men masturbating or be asked embarrassing questions when they enter a public parking lot. Too, we are carrying out the law.

The Flexi-Patrol has been totally discreet about the arrest of homosexuals. The majority of the cases have been turned over to the Prosecutor's Diversion Program without any complaints from the City's Police Department, requesting the issuance of a warrant. Further evidence of attempts to only arrest solicitors, and not harass the entire homosexual community, can be shown by the Police Department's policy of

non-exploitation of the persons arrested. We have done nothing toward embarrassing a Michigan State University instructor, business managers, waiters, an executive of a corporation, factory workers, or married men, with families, to name a few of the persons arrested.

During the month of May, 1980, 25 arrests were made, most for soliciting another male. In one instance, two males were arrested, in the early hours of the morning, on City property, and according to the arrest record both were seen with trousers down doing their thing. One male was 18 years of age and from out of the City, the other was in his 30's.

Regarding the charges that law enforcement personnel have been making age identification checks, this has been done for years as a part of law enforcement work—likewise, law enforcement personnel check the postings of regular liquor licenses, as well as the 24-hour liquor permits approved by you. The State of Michigan has been in accord and has provided us with \$55,435.05 annually for said purposes of enforcement.

My review of the records show a completely different version than that received by City Council. Therefore, I once again request the names, approximate dates, the situation of the matter, how they were harassed, entrapped, etc., as well as facts to substantiate the charges leveled. I request those in writing and signed.

In the meantime, be advised that I will not violate my duty as Mayor to insure the members of the public are not subjected to obscene acts or offensive sexual solicitation on City streets and public places.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file.

DATE: 6/5/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Administrative Assistant Re: Street Closing—Allegan and Washtenaw

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

By COUNCILMAN LINDEMANN—

That the above request for street closing be granted.

Carried.

DATE: 6/5/80

TO: City Council President and Members
 FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Park Director Re: Removal of female boxelder trees from private property (116 Bell Street)

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
 Mayor.

Referred to Committee on Public Property and Safety.

DATE: 6/5/80

TO: City Council President and Members
 FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Parks Director Re: Removal of dangerous wood from private property (617 N. Hayford)

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
 Mayor.

Referred to Committee on Public Property and Safety.

DATE: 6/5/80

TO: City Council President and Members
 FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Parks Department Re: Property Exchange—Gier Park/Front Page

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
 Mayor.

Referred to Committee on Public Property and Safety.

DATE: 6/5/80

TO: City Council President and Members
 FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Administrative Services Re: Council Action of deeding land at 2112 S. Cedar Street to Lansing School District

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
 Mayor.

By COUNCILMAN BLAIR—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council vacated the alley at 2112 South Cedar described as the east 20 feet of Lot 13, Assessors Plat No. 46, City of Lansing, Ingham County, Michigan, by resolution on March 27, 1972; and

Whereas, the vacating order did not clear title to this parcel; and

Whereas, the Planning Department has reviewed the Deeding requests and found that conditions for vacation remain unchanged from the City Council action in 1972;

Now, Therefore, Be It Resolved that the property described below be deeded by Quit Claim Deed in favor of the Lansing School District after approval as to form by the City Attorney, and subject to all easement on the vacating order of March 27, 1972:

East 20 feet of the west 26 feet of Lot 13, Assessors Plat No. 46, City of Lansing, Ingham County, Michigan.

Adopted by the following vote:

Unanimously.

DATE: 6/5/80

TO: City Council President and Members
 FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Deputy Director for Redevelopment Re: Sale of Vacant Lot—529 Rulison (NDA No. 1)

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
 Mayor.

By COUNCILMAN BLAIR—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council has established a policy regarding the disposition of vacant lots in Neighborhood Development Areas; and

Whereas, Section 8-408.4 of the City Charter of the City of Lansing requires that City Council approve proposed sales of real estate;

Now, Therefore, Be It Resolved by the Lansing City Council that the following proposed sales be and are hereby approved:

To Thessley E. and Yvonne L. Nicholson, husband and wife, the property legally described as the East 42 feet of Lot 26, Assessor's Plat No. 42, City of Lansing, Ingham County, Michigan (commonly known as part of 529 Rulison Street, 3301-17-453-061-8).

and

To Fred D. Johnson, a single man, the property legally described as the West 42.3 feet of Lot 26, Assessor's Plat No. 42, City of Lansing, Ingham County, Michigan. (Part of 529 Rulison Street, 3301-17-453-061-8).

Adopted by the following vote:

Unanimously.

June 5, 1980

President Louis F. Adado and
Members of the Lansing City Council

City Hall

Lansing, Michigan 48933

Dear President Adado:

Subject: Contract for Sale of Land
Capitol Commons

Transmitted herewith you will find one copy of each of the following items:

1. Proposed Contract for Sale of Land by and between EJS Housing Partnership, Building in Lansing's Development Corporation, and the City of Lansing, Michigan, setting forth the terms of sale of land in Capitol Commons.
2. Draft of a resolution approving this sale of land.
3. Draft of a resolution establishing July 14, 1980, as the date a public hearing will be held by the Lansing City Council on this proposed sale of land.

Pursuant to Section 8-403.3 of the Lansing City Charter and P.A. 344 of 1945, as amended, a public hearing must be held, after thirty (30) days notice, on this proposed sale of land. The documents setting forth the details of the proposed transaction must be placed on file in the City Clerk's Office for thirty (30) days prior to the date of the public hearing.

Because of the above, it is my recommendation that, as a matter of procedure, Items 1 and 2 above be referred to the City Clerk to be filed for public inspection. In addition, I urge you to immediately adopt, at your meeting to be held on June 9, 1980, the resolution (Item 3) establishing

July 14, 1980, as the public hearing date. Should you decide not to immediately adopt that resolution, the date contained therein must be modified to provide at least thirty (30) days leadtime for the public hearing.

Subsequent to the public hearing, I will forward to you my recommendation on the terms of this proposed sale of land.

Sincerely,

GERALD W. GRAVES,
Mayor.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

Now, Therefore, Be It Resolved by the City Council of the City of Lansing that a Public Hearing be held on Tuesday, July 15, 1980, at 7:00 p.m. in the Council Chambers, 10th Floor, Lansing City Hall, on the Proposed Contract for Sale of Land for Private Redevelopment By and Between the City of Lansing and Building in Lansing's Development Corporation and the E.J.S. Housing Partnership; and

Be It Further Resolved, that Notice of this Public Hearing shall be published in the Lansing State Journal.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

That the sale of land in the Capitol Commons Redevelopment Area to EJS Housing Partnership by Building in Lansing's Development Corporation and the City of Lansing, Michigan, be, and is hereby, approved.

Referred to Committee on Physical Development.

RESOLUTIONS

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the appointment of Mr. Ralph E. Riddle to the Traffic Board for a term to expire June 30, 1984, is hereby approved.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the appointment of Mr. William Schwan to the Civic Center Board for a term to expire June 30, 1984, is hereby approved.

Adopted by the following vote:

Unanimously.

By COUNCILMAN BLAIR—

Resolved by the City Council of the City of Lansing:

That the following Board appointments be approved as recommended by the Mayor:

Human Resources

Wesley D. Hoes — 4th Ward
Term Expires June 30, 1984

James Fielder — At Large
Term Expires June 30, 1984

Rayman Spalsbury — 1st Ward
Term Expires June 30, 1981

Human Relations Commission

Jane Tibbetts — At Large
Term Expires June 30, 1984

Vito Cincinelli — At Large
Term Expires June 30, 1984

Raul Perez Madrid — At Large
Term Expires June 30, 1984

Virginia Morales — At Large
Term Expires June 30, 1984

Senior Citizens Advisory Board

Josephine Tinsley — 4th Ward
Term Expires June 30, 1984

Julio Pereida — At Large
Term Expires June 30, 1984

Tri-County Senior Citizens Consortium

Simon Nama — At Large
Term Expires June 30, 1981

Elsie Sargent — At Large
Term Expires June 30, 1981

Harold Moore — At Large
Term Expires June 30, 1981

Louwillie Baugus — At Large
Term Expires June 30, 1981

By COUNCILMAN BLAIR—

That the appointments to the Human Relations Commission be withdrawn from the resolution and referred back to the Committee.

Carried.

The resolution as amended was adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Resolved by the City Council of the City of Lansing this 9th day of June, 1980, that the following persons are hereby re-appointed to the Board of Review for terms to expire in June of 1983: Floramae Novello and Al Purtill.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

That the appointment of Charles S. Jones to the Board of Water and Light, for a term to expire June 30, 1984, is hereby confirmed.

By COUNCILMAN GUNTHER—

That this appointment be tabled.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Blair, Gunther, Lindemann, McKane, Worthington—7.

Nays: Councilman Brenke—1.

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

Whereas, Mr. Wing Dot Lum has requested permission to construct a mansard roof overhang of approximately 18-24 inches in conjunction with both interior and exterior remodeling of premises located at 802 E. Michigan Avenue, and

Whereas, the Committee on Physical Development has reviewed the plans for this project and conferred with the Planning Department's staff,

Now, Therefore, Be It resolved, Mr. Wing Dot Lum's request to proceed with the up-grading of his restaurant facility including the overhang on the facade is hereby approved providing the proper permit is issued by the Building Department.

By COUNCILMAN LINDEMANN—

That this resolution be discharged from

the Committee on Public Property and Safety.

Carried.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

That the request for permission to set up and operate a beer and wine tent in the 300 block of South Washington Mall as part of "There Shall Be Dancing in the Street" celebration of June 21, 1980, is hereby approved providing the appropriate license is obtained from the Liquor Control Commission and the Lansing Police Department is appraised of all arrangements.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, Eileen Fulton of CBS's "As the World Turns" fame, will be the guest of the City of Lansing on June 13th and 14th as part of the promotion to save the Michigan Theater, and

Whereas, Ms. Fulton will be performing in the theater on Friday evening and again Saturday afternoon and a reception in her honor will be held on the 200 block of South Washington Square around noon on Friday,

Be It Therefore Resolved, by the City Council of the City of Lansing, the name of the 200 block of South Washington Avenue shall be changed to "Eileen Fulton Square" for Friday, June 13th and Saturday, June 14th, and

Be It Further Resolved, the Council hereby extends the warmest possible welcome to Eileen Fulton with the hope that her stay in Lansing is both pleasant and memorable.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nays: Councilman Blair—1.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Michigan Department of Transportation has requested a second bus stop for the Inter-city bus route established in April; and

Whereas, the Traffic Board and the Mayor have recommended that such bus stop be established in the requested location;

Now, Therefore, Be It Resolved the Lansing City Council hereby establishes a bus stop for the Inter-city bus route on the north side of William Street, 208 feet west of Townsend Street.

Adopted by the following vote:

Unanimously.

By COUNCILMAN LINDEMANN—

That resolution No. 5b in regard to "No Turn on Red" restriction for the westbound to southbound left turn at East Michigan Avenue and Howard Street be referred back to the Committee on Public Properties and Safety.

Carried.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the City has received citizen complaints regarding parking along Wexford Road; and

Whereas, the Traffic and Parking Division has surveyed residents of the area and made recommendations concurred in by the Traffic Board and the Mayor;

Now, Therefore, Be It Resolved the Lansing City Council hereby establishes "NO PARKING 7 A.M.-4 P.M. SCHOOL DAYS" on the east side of Wexford Road from 520 feet south of Jolly Road to 950 feet south of Jolly Road and further establishes "NO PARKING AT ANY TIME" on the west side of Wexford Road from Jolly Road to 200 feet south of Jolly Road.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Capital Area Transportation Authority has requested City authorization to relocate the bus stop currently on the east side of Washington Avenue south of Baker Street to the east side of Washington Avenue north of Baker Street, plus

permission to install a bus shelter at the new bus stop location; and

Whereas, the Traffic Board and the Mayor have recommended approval of this relocation;

Now, Therefore, Be It Resolved, the Lansing City Council hereby grants permission to establish a bus stop on the east side of Washington Avenue 75 feet north of Baker Street and to allow erection of a bus shelter at this location.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council has established a policy regarding the disposition of vacant lots in Neighborhood Development Areas; and

Whereas, Section 8-403.4 of the City Charter of the City of Lansing, requires that City Council approve proposed sales of real estate;

Now, Therefore, Be It Resolved by the Lansing City Council that the following proposed sales be and are hereby approved:

To Rebecca Southworth, the property legally described as the west 1 rod of the east 3 rods of Lot 138, Highland Park Subdivision, City of Lansing, Ingham County, Michigan. (One-half of 1107 Oak Street, 3301-10-177-131-2).

and

To Dorothy V. Russell, the property legally described as the west 1 rod of the east 4 rods of Lot 138, Highland Park Subdivision, City of Lansing, Ingham County, Michigan. (One-half of 1107 Oak Street, 3301-10-177-131-2).

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

SJ-3-80

Colonial Village Shopping Center

More particularly described as:

Beginning at the southeast corner of Mt. Hope Avenue and Boston Boulevard; thence east along the south line

of Mt. Hope Avenue to the southwest corner of Mt. Hope Avenue and Pattengill Avenue; thence south on the west line of Pattengill Avenue to the north line of Lenore Avenue; thence westerly on the north line of Lenore Avenue to the east line of the replat of Colonial Village No. 4; thence north 33.18 feet to the south line of the alley at the northeast corner of said replat; thence east on the south line of the alley to a point 65 feet west of the west line of Pattengill Avenue; thence north 20 feet; thence west on the north line of the alley to the east right-of-way line of Boston Boulevard; thence north along the east line of Boston Boulevard to beginning.

Whereas, Edward A. Kramer of the Village Market Company has requested permission to erect an identification sign upon the above described premises. Said sign shall have a height of 21 feet, six inches and the sign face will be 65 square feet in area; and

Whereas, the proposed location of the sign is in the "J" Parking District; and

Whereas, pursuant to Chapter 36, Section 36-41(9) of the Zoning Ordinance of the City of Lansing, the Planning Department has reviewed this request; and

Whereas, the Planning Department believes that the type of sign proposed is in keeping with the general intent of Section 36-41(9) of the Zoning Ordinance, which is to allow advertising signs within the "J" Parking District for commercial and professional office type uses along this area, provided the sign is constructed in accord with the Lansing Sign Ordinance, a sign permit is obtained and the sign is placed as indicated on the site plan that is on file with the Planning Department; and

Whereas, the Physical Development Committee of City Council has reviewed the report of the Planning Board and does concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing approves and allows the erection of the proposed sign on the above described property subject to proper permits being obtained, the proposed sign being in conformance with the Sign Code and being placed on the lot in accord with the site plan on file in the Planning Department.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

LS-31-80

4400 block Ingham Street
3301-31-405-282

More particularly described as:

Lot 48, Eco Farms Subdivision, City of Lansing, Ingham County, Michigan.

Whereas, Ray Markey has requested to divide the above described property creating one lot that is ten (10) feet below the minimum width requirements of the Subdivision Ordinance; and

Whereas, the Planning Board has reviewed this request and recommends the lot division be approved; and

Whereas, the Physical Development Committee of City Council reviewed the report of the Planning Board and does concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing approves of the request to divide the above described property as follows:

Parcel A: The east 105 feet of the south 50 feet of Lot 48, Plat of Eco Farms, City of Lansing, Ingham County, Michigan.

Parcel B: Lot 48, except the east 105 feet of the south 50 feet, Plat of Eco Farms, City of Lansing, Ingham County, Michigan.

The applicant, however, stipulates and understands that the lot split as granted by the City of Lansing does not necessarily mean that the applicant may proceed with the division of the property. The applicant further understands that there may be some private restrictions contained in his deed for plat restrictions which may or may not be required with the Register of Deeds, which may run with the land. The applicant further understands that the City does not have the power or authority over these restrictions.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

LS-21-80
Aurelius and Willard; Northwest Corner
3301-27-101-131

More particularly described as:

Lot 2 and a portion of Lot 1, Goodhome Subdivision, City of Lansing, Ingham County, Michigan.

Whereas, John G. Daher has requested to divide the above described property into two (2) parcels. Both proposed lots have a 50 foot width, ten (10) feet below the minimum requirements of the Subdivision Ordinance. Development of these parcels is proposed to be single family residential; and

Whereas, the Planning Board has reviewed this request and recommends the lot division be approved; and

Whereas, the Physical Development Committee of City Council has reviewed the report of the Planning Board and does concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing approves of the request to divide the above described property for the purpose of allowing the development of single family homes; said lot division shall be as follows:

Parcel A—The south 50 feet of Lot 2, Goodhome Subdivision, City of Lansing, Ingham County, Michigan.

Parcel B—The north 50 feet of Lot 2 and the west 109.3 feet of Lot 1, Goodhome Subdivision, City of Lansing, Ingham County, Michigan; and

Be It Further Resolved that the owner of Parcel B is hereby informed that the portion of Lot 1, Goodhome Subdivision is his/her responsibility to maintain.

The applicant, however, stipulates and understands that the lots split as granted by the City of Lansing does not necessarily mean that the applicant may proceed with the division of the property. The applicant further understands that there may be some private restrictions contained in his deed for plat restrictions which may or may not be required with the Register of Deeds, which may run with the land. The applicant further understands that the City does not have the power or authority over these restrictions.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

LS-28-80
5432 and 5504 Wexford
3305-06-151-161

More particularly described as:

Lot 19, Maple Grove Farms No. 1, City of Lansing, Ingham County, Michigan.

Whereas, Roy Markey has requested to divide the above described property, creating one (1) lot which is proposed to be 50 feet by 100 feet. The width of the proposed lot is ten (10) feet below the minimum width required in the Subdivision Ordinance; and

Whereas, the Planning Board has reviewed this request and recommends the lot division be approved; and

Whereas, the Physical Development Committee of City Council has reviewed the report of the Planning Board and does concur therewith;

Now, Therefore, Be It Resolved that the City Council of Lansing approves the request to divide the above described property as follows:

Parcel A—The south 50 feet of the east 100 feet of Lot 19, Plat of Maple Grove Farms No. 1, City of Lansing, Ingham County, Michigan.

The balance of the lot in conjunction with adjacent land is proposed to be replatted in the future.

The applicant, however, stipulates and understands that the lot split as granted by the City of Lansing does not necessarily mean that the applicant may proceed with the division of the property. The applicant further understands that there may be some private restrictions contained in his Deed for plat restrictions which may be required with the Register of Deeds, which may run with the land. The applicant further understands that the City does not have the power or authority over these restrictions.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

LS-29-80

500 block Edgewood Road
3305-09-302-121

More particularly described as:

Lot 39, Supervisor's Plat of Bridson's Plat, City of Lansing, Ingham County, Michigan.

Whereas, Roy Markey has requested to divide the above described property into two (2) 50 feet by 300 feet parcels. This division would create two lots with widths ten (10) feet below the required sixty (60) foot width in the Subdivision Ordinance; and

Whereas, the Planning Board has reviewed this request and recommends the lot division be approved; and

Whereas, the Physical Development Committee of City Council has reviewed the report of the Planning Board and does concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing approves of the request to divide the above described property as indicated following:

Parcel A—The west $\frac{1}{2}$ of Lot 39, Supervisor's Plat of Bridson's Plat, City of Lansing, Ingham County, Michigan.

Parcel B—The east $\frac{1}{2}$ of Lot 39, Supervisor's Plat of Bridson's Plat, City of Lansing, Ingham County, Michigan.

The applicant, however, stipulates and understands that the lot split as granted by the City of Lansing does not necessarily mean that the applicant may proceed with the division of the property. The applicant further understands that there may be some private restrictions contained in his deed for plat restrictions which may or may not be required with the Register of Deeds, which may run with the land. The applicant further understands that the City does not have the power or authority over these restrictions.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

P-5-80

Ingham Park—Preliminary Plat
Tentative Preliminary Approval

Whereas, the preliminary plat of Ingham Park Subdivision has been submitted for tentative approval; and

Whereas, the Planning Board, pursuant to Act 285, P.A. 1931 as amended, has approved and recommends that the City Council approve the preliminary plat subject to conditions; and

Whereas, the Physical Development Committee of Council has reviewed the report of the Planning Board and concurs therewith;

Now, Therefore, Be It Resolved that the preliminary plat of Ingham Park Subdivision is hereby tentatively approved subject to the conditions as outlined following:

- 1) That the availability of on street parking be taken into account. That is, driveways for dwelling units should be situated so as to allow on street park-

ing. The position of these driveways must be reviewed and approved by the Planning staff and the Traffic Engineer.

- 2) That the stipulations of the Public Service Department are followed and that a Soil Erosion-Sedimentation Control Plan and permit be obtained.
- 3) That a ten (10) foot public utility easement along the lots adjoining the streets be provided, in accord with the Consumers Power requirement.
- 4) That a fire hydrant be placed on the street edge of Lot 5 on the preliminary plat.
- 5) That the Board of Water and light be granted underground electric distribution easement as required; and

Be It Further Resolved that the City Clerk be, and she is hereby, directed to attach this approval to the Plat and return it to the proprietor.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

LS-24-80

3119 West Jolly Road
3305-06-126-151 and 163 and 166

More particularly described as:

Lot 53, Maple Grove Farms No. 1
Subdivision, City of Lansing, Ingham
County, Michigan.

Whereas, Larry Warren and Michael G. Smith have requested to divide the above described property creating one (1) lot 50 feet wide, which does not meet the requirements of the Subdivision Ordinance for minimum width; and

Whereas, the Planning Board has reviewed the request and recommends that the lot division be approved subject to conditions; and

Whereas, the Physical Development Committee of City Council has reviewed the report of the Planning Board and does concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing approves of the request to divide the above described property as follows:

Parcel A—The east 50 feet of the north 227.5 feet of Lot 53, Maple Grove Farms No. 1 Subdivision, City of Lansing, Ingham County, Michigan; and

Be It Further Resolved that the housing to be developed on the lot facing Jolly Road be set back an additional seventeen (17) feet over and above the requirements of the Zoning Code.

The applicant, however, stipulates and understands that the lot split as granted by the City of Lansing does not necessarily mean that the applicant may proceed with the division of the property. The applicant further understands that there may be some private restrictions contained in his deed for plat restrictions which may or may not be required with the Register of Deeds, which may run with the land. The applicant further understands that the City does not have the power or authority over these restrictions.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT
COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, by petition duly filed on February 14, 1980, this Council was petitioned to establish a Lansing Commercial Development District CRD-2-80, pursuant to Public Act 255 of 1978; and

Whereas, due notice has been given for a public hearing on said petition; and

Whereas, at such hearing held on the 12th day of May, 1980, all parties interested therein were heard and given due consideration; and

Whereas, the property involved is commonly known as 325 South Grand Avenue, more particularly known as:

The north $\frac{1}{2}$ of Lot 3, Block 130,
Original Plat of the City of Lansing.

Petitioner: Sisters Styling Salon
% Mr. Fred Cormack

Whereas, after considering all the testimony presented to this Council, this Council has determined that the proposed District is zoned for business uses and has been so zoned for three years prior to the effective date of P.A. 255 and is characterized by obsolete commercial property and a decline in commercial activity;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to establish a Lansing Commercial Redevelopment District CRD-2-80 be approved.

Councilman Adado asked Council Vice President McKane to take the chair.

Councilman Adado spoke on the issue.

More discussion on the issue.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nays: Councilman Blair—1.

Councilman Adado resumed the chair.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, by petition duly filed on April 3, 1980, this Council was petitioned to establish a Lansing Commercial Redevelopment District CRD-5-80, pursuant to Public Act 255 of 1978; and

Whereas, due notice has been given for a public hearing on said petition;

Whereas, at such hearing held on the 12th day of May, 1980, all parties interested therein were heard and given due consideration; and

Whereas, the property involved is commonly known as 501-03-05 South Washington Avenue, more particularly described as:

Beginning at a point 10 feet west of the southwest corner of Lot 12, Block 150 of the City of Lansing, Ingham County, Michigan; thence north 76 feet, east 75 feet (more or less), south 54 feet, east 55 feet, south 22 feet, west 120 feet returning to the point of beginning.

Petitioner: Su-Jan Sales and Service Company

Whereas, after considering all the testimony presented to this Council, this Council has determined that the proposed District is zoned for business uses and has been so zoned for three years prior to the effective date of P.A. 255 and is characterized by obsolete commercial property and a decline in commercial activity;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to establish a Lansing Commercial Redevelopment District CRD-5-80 be approved; and

Be It Further Resolved that the developer of the commercial property in this Commercial Redevelopment District be required to submit exterior building plans to the Planning Department for review and approval prior to the issuance of Building Permits.

Adopted by the following vote:

Yeas: Councilman Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nays: Councilman Blair—1.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, there exists in the City of Lansing the need for certain programs to alleviate and prevent conditions of unemployment, to assist and retain local industries and commercial enterprises in order to strengthen and revitalize Lansing's economy and to encourage the location and expansion of commercial enterprises to provide needed services and facilities to the City and its residents; and

Whereas, projects to alleviate the aforementioned conditions and accomplish said purposes are being initiated by the Economic Development Corporation of the City of Lansing; and

Whereas, the Economic Development Corporation, in conformity with Act 338 of the Public Acts of 1974, as amended, has by resolution dated April 16, 1980, designated to this Council a project area for the Greater Lansing Board of Realtors, "Horsebrook School renovation project," legally described as:

Commencing at the Southwest Corner of Lot 4, Westwood Subdivision No. 1, a Subdivision of part of SE $\frac{1}{4}$ of NW $\frac{1}{4}$, Section 5, T4N, R2W, Lansing Township, Ingham County, Michigan; thence S 00° 54' 58" W, 53.32 feet to the centerline of Grand River Avenue, thence N 68° 48' 00" W, 568.50 feet

along said centerline to the Point of Beginning of a Meander Line of Horsebrook Drain; thence N 21° 12' 00" E, 50.00 feet along said Meander Line; thence N 45° 04' 38" E, 395.08 feet to the Point of Ending of said Meander Line; thence due East 193.77 feet to the West line of said Westwood Subdivision No. 1; thence S 00° 54' 58" W, 459.86 feet to the Point of Beginning. The above described lands contain 3.68 acres and are subject to a 30 foot Ingress and Egress easement to others, being 15' either side of a centerline, when measured at right angles, the centerline being described as follows: Commencing at a point on the centerline of Grand River Avenue distant S 00° 54' 58" W, 53.32 feet and N 68° 48' 00" W, 16.06 feet from the Southwest Corner of said Lot 4 of Westwood Subdivision No. 1; thence N 00° 54' 58" E, 507.68 feet to the Point of Ending of said centerline. The above described lands are also subject to the rights of the public over the northerly 50.00 feet of Grand River Avenue and all restrictions and easements of record, if any. The Area noted is to the Meander Line of Horsebrook Drain, ownership extends to the centerline.

Whereas, the Lansing Economic Development Corporation has requested this Coun-

cil to certify the project area described above and to establish a project district area; and

Whereas, this Council must also determine the necessity of establishing a project citizens district council for the "Horsebrook School renovation project";

Now, Therefore, Be It Resolved that pursuant to Section 8 and Section 12 of Act 338 of 1974, as amended, the Lansing City Council certifies the designation of the project area for the "Horsebrook School renovation project" described above; and

Be It Further Resolved that a project district area be established in accordance with the following description:

Commencing at the Southwest Corner of Lot 4, Westwood Subdivision No. 1, a Subdivision of part of SE $\frac{1}{4}$ of NW $\frac{1}{4}$, Section 5, T4N, R2W, Lansing Township, Ingham County, Michigan, thence S $00^{\circ} 54' 58''$ W, 53.32 feet to the centerline of Grand River Avenue; thence N $68^{\circ} 48' 00''$ W, 568.50 feet along said centerline to the Point of Beginning of a Meander Line of Horsebrook Drain; thence N $21^{\circ} 12' 00''$ E, 50.00 feet along said Meander Line; thence N $45^{\circ} 04' 38''$ E, 395.08 feet to the Point of Ending of said Meander Line; thence due East 198.77 feet to the West Line of said Westwood Subdivision No. 1; thence S $00^{\circ} 54' 58''$ W, 459.86 feet to the Point of Beginning. The above described lands contain 3.68 Acres and are subject to a 30 foot Ingress and Egress easement to others, being 15' either side of a centerline, when measured at right angles, the centerline being described as follows: Commencing at a point on the centerline of Grand River Avenue distant S $00^{\circ} 54' 58''$ W, 53.32 feet and N $68^{\circ} 48' 00''$ W, 16.06 feet from the Southwest Corner of said Lot 4 of Westwood Subdivision No. 1; thence N $00^{\circ} 54' 58''$ E, 507.68 feet to the Point of Ending of said centerline. The above described lands are also subject to the rights of the public over the Northerly 50.00 feet of Grand River Avenue and all restrictions and easements of record, if any. The Area noted is to the Meander Line of Horsebrook Drain, ownership extends to the centerline; together with the property described as,

Commencing at a point on the West Line of Westwood Subdivision No. 1, a Subdivision of part of SE $\frac{1}{4}$ of NW $\frac{1}{4}$, Section 5, T4N, R2W, Lansing Township, Ingham County, Michigan, distant N $00^{\circ} 54' 58''$ E, 459.86 feet from the Southwest Corner of Lot 4 of said Subdivision; thence due West 233.77 feet to the Point of Beginning of a Meander Line of Horsebrook Drain; thence S $44^{\circ} 16' 30''$ W, 376.92 feet along said Meander Line; thence S $21^{\circ} 12' 00''$ W, 50.00 feet to the Point of Ending of said Meander Line on the

centerline of Grand River Avenue; thence N $68^{\circ} 48' 00''$ W, 25.96 feet along said centerline; thence N $21^{\circ} 40' 05''$ E, 50.00 feet to the Southeast corner of Lot 1 of Lantex Industrial Park, a Subdivision of part of SE $\frac{1}{4}$ of NW $\frac{1}{4}$, Section 5, T4N, R2W, Lansing Township, Ingham County, Michigan; thence continuing N $21^{\circ} 40' 05''$ E, 800.00 feet along the East line of said Lot 1; thence N $88^{\circ} 12' 05''$ E, 233.20 feet to the West line of Westwood Park No. 1, a Subdivision of a part of SE $\frac{1}{4}$ of NW $\frac{1}{4}$, Section 5, T4N, R2W, Lansing Township, Ingham County, Michigan; thence S $00^{\circ} 54' 58''$ W, 490.14 feet along said West line to the Point of Beginning. Along with a 30 foot Ingress and Egress Easement, being 15 feet either side of a centerline, when measured at right angles, the centerline being described as follows: Commencing at a point on the centerline of Grand River Avenue distant S $00^{\circ} 54' 58''$ W, 53.32 feet, and N $68^{\circ} 48' 00''$ W, 16.06 feet from the Southwest Corner of Lot 4 of said Westwood Subdivision No. 1; thence N $00^{\circ} 54' 58''$ E, 507.68 feet to the Point of Ending. The above described lands contain 4.30 acres and are subject to the rights of the public over the Northerly 50.00 feet of Grand River Avenue and all other easements and restrictions of record, if any. The area is to the Meander Line of Horsebrook Drain, ownership extends to the centerline of said drain.

Be It Finally Resolved that this Council finds that it is not necessary to establish a project citizens district council for this "Horsebrook School renovation project" of the Economic Development Corporation.

By COUNCILMAN BELEN—

That Councilman Blair be allowed to abstain from voting.

Carried.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, there exists in the City of Lansing the need for certain programs to alleviate and prevent conditions of unemployment, to assist and retain local industries and commercial enterprises in order to strengthen and revitalize Lansing's economy and to encourage the location and expansion of commercial enterprises to provide needed services and facilities to the City and its residents; and

Whereas, projects to alleviate the afore-

said conditions and accomplish said purposes are being initiated by the Economic Development Corporation of the City of Lansing; and

Whereas, the Economic Development Corporation, in conformity with Act 338 of the Public Acts of 1974, as amended, has by resolution dated April 16, 1980, designated to this Council a project area for the "Andrew Roberts restaurant" project, legally described as:

Lots 12 through 18, inclusive, Block No. 3, Assessor's Plat No. 32, of Lots 4 through 17, inclusive, of Block No. 16, Original Plat, City of Lansing, Ingham County, Michigan, according to the recorded plat thereof as recorded in Liber 11 of Plats, Page 13 of Ingham County records;

Whereas, the Lansing Economic Development Corporation has requested this Council to certify the project area described above and to establish a project district area; and

Whereas, this Council must also determine the necessity of establishing a project citizens district council for the "Andrew Roberts restaurant" project;

Now, Therefore, Be It Resolved that pursuant to Section 8 through Section 12 of Act 338 of 1974, as amended, the Lansing City Council certifies the designation of the project area for the "Andrew Roberts restaurant" described above; and

Be It Further Resolved that a project district area be established coterminous to and having the same boundaries as the project area described above; and

Be It Finally Resolved that this Council finds that it is not necessary to establish a project citizens district council for this "Andrew Roberts restaurant" Economic Development Corporation Project.

Adopted by the following vote:

Unanimously.

**By ECONOMIC DEVELOPMENT
COMMITTEE—**

Resolved by the City Council of the City of Lansing:

Whereas, by petition duly filed on November 15, 1979, this Council was petitioned to establish a Lansing Commercial Redevelopment District CRD-11-79, pursuant to Public Act 255 of 1978; and

Whereas, the property involved is commonly known as the northeast corner of Saginaw and Larch Streets, more particularly described as:

Lots 12 through 18, inclusive, Block 3, Assessor's Plat No. 32, Recorded Liber 11, page 13;

Petitioner: Andrew S. Roberts

Whereas, due notice has been given for a public hearing on said petition; and

Whereas, at such hearing held on the 18th day of February, 1980, all parties interested therein were heard and given due consideration; and

Whereas, after considering all the testimony presented to this Council, this Council has concluded that the project proposed for the requested District can be best assisted through the issuance of tax-exempt bonds by the Lansing Economic Development Corporation and without the additional assistance of tax abatement.

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to establish a Lansing Commercial Redevelopment District CRD-11-79 on the above described property be denied.

Adopted by the following vote:

Unanimously.

By COUNCILMAN BELEN—

That the resolution No. 7d2 relative Parkside Co. to establish a Lansing Commercial Redevelopment District be referred back to the Committee on Economic Development for discussion at their meeting on Wednesday, June 18, 1980.

Carried.

**By ECONOMIC DEVELOPMENT
COMMITTEE—**

Resolved by the City Council of the City of Lansing:

Whereas, an incomplete application for establishment of a Commercial Redevelopment District was submitted by John Charles Guyseman to the Planning Department on January 14, 1980; and

Whereas, the application was completed through the submission of additional required information on March 28, 1980, and was duly filed with the City Clerk on that date; and

Whereas, the property involved is commonly known as 107 East Washtenaw Street, more particularly known as:

30 feet of the west 115 feet Lot 7, Block 114, original plat; and

Whereas, due notice has been given for a public hearing on said petition; and

Whereas, at such hearing held on the 28th day of May, 1980, all parties interested therein were heard and given due consideration; and

Whereas, inspection of the property under consideration revealed that the rehabilitation work was under way by May 7, 1980; and

Whereas, Section 10 (2) (b) of PA 255 of 1978, the "Commercial Redevelopment Act" would prohibit this Council from approving an application for a Commercial Facilities Exemption Certificate for a project which commenced prior to the establishment of a Commercial Redevelopment District;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to establish a Lansing Commercial Redevelopment District on the above described property be denied.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, it is necessary to hold a public hearing on the proposed establishment of a Lansing Commercial Redevelopment District CRD-10-80, requested by Samuel D. Ingham Building Company, for 116 W. Ottawa Street, more particularly described as:

The east 43 feet of Lot No. 7, Block 96, Original Plat of the City of Lansing, Ingham County, Michigan;

Now, Therefore, Be It Resolved that the City Clerk give at least ten (10) days notice of a public hearing when all persons interested may attend and make any objections they may have to such proposed district; and

Be It Further Resolved that such hearing be held at the Council Chambers in the City Hall on the 30th of June, 1980, at 7:00 p.m.; and that notice of such hearing be published in a publication of general circulation in said city.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, it is necessary to hold a public hearing on the proposed establishment of a Lansing Commercial Redevelopment District CRD-7-80, requested by Duncan Investment Company, 530 South Pine Street, more particularly described as:

East 91 feet of Lots 5 and 6 and the South 50 feet of the East 91 feet of Lot 4, Block 144, Original Plat, City of Lansing, Ingham County, Michigan;

Now, Therefore, Be It Resolved that the City Clerk give at least ten (10) days notice of a public hearing when all persons interested may attend and make any objections they may have to such proposed district; and

Be It Further Resolved that such hearing be held at the Council Chambers in the City Hall on the 30th day of June 1980 at 7:00 p.m.; and that notice of such hearing be published in a publication of general circulation in said City.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, it is necessary to hold a public hearing on the proposed establishment of a Lansing Commercial Redevelopment District CRD-6-80, requested by Anthony P. Nosal, Sr., for shopping area expansion on West Holmes Road, frontage just west of Pleasant Grove Road, more particularly described as:

Commencing in the Section line at a point 184 feet west of the northeast $\frac{1}{4}$ of Section 31, T4N, R2W, City of Lansing, Ingham County, Michigan, thence west 100 feet along the north line of said section 31, thence south $0^{\circ} 15' E$ 194.4 feet, thence north $89^{\circ} 52' E$ 99.3 feet, thence N 194.63 feet to the point of beginning.

Now, Therefore, Be It Resolved that the City Clerk give at least ten (10) days notice of a public hearing when all persons interested may attend and make any objections they may have to such proposed district; and

Be It Further Resolved that such hearing be held at the Council Chambers in the City Hall on the 30th day of June, 1980, at 7:00 p.m.; and that notice of such hearing be published in a publication of general circulation in said city.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, it is necessary to hold a public

hearing on the proposed establishment of a Lansing Commercial Redevelopment District CRD-4-80, Beurlle Warehouse project, 2301 Raymond Drive, more particularly described as:

Lot 28 of Assessor's Plat No. 57, a subdivision on the south $\frac{1}{4}$ of Section 4, the East $\frac{1}{2}$ of Section 5 and the NW $\frac{1}{4}$ of Section 9, T4N, R2W, City of Lansing, Ingham County, Michigan, according to the recorded plat thereof;

Now, Therefore, Be It resolved that the City Clerk give at least ten (10) days notice of a public hearing when all persons interested may attend and make any objections they may have to such proposed district; and

Be It Further Resolved that such hearing be held at the Council Chambers in the City Hall on the 7th day of July, 1980, at 7:00 p.m.; and that notice of such hearing be published in a publication of general circulation in said City.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, it is necessary to hold a public hearing on the proposed establishment of a Lansing Commercial Redevelopment District CRD-8-80, Riverfront Mall, Southwest corner of North Cedar and East Saginaw Streets, more particularly described as:

That part of Block 246, Plat of the TOWN OF MICHIGAN, lying on the Northeast $\frac{1}{4}$ of Section 16, T4N, R2W, City of Lansing, Ingham County, Michigan, beginning at the Northeast corner of said Block, said point being N 89° 59' 20" W 1053.69 feet and S 0° 05' 21" W 41.25 feet from the Northeast corner of said Section 16, thence along the East line of said Block (west line of Cedar Street) S 0° 05' 21" W 191.0 feet, thence parallel with the North line of said Block N 89° 59' 20" W 358.59 feet, thence Northerly 191.65 feet along the arc of a 1936.33 foot radius curve to the left whose chord bears N 4° 25' 18" W 191.57 feet to the North line of said Block (South line of Saginaw Street), thence S 89° 59' 20" E 373.66 feet to the point of beginning. Together with an easement, appurtenant to said land for the purpose of constructing a driveway for access to said land, which is described as follows: That part of Block 246, Plat of the Town of Michigan, lying on the Northeast $\frac{1}{4}$ of Section 16, T4N, R2W, City of Lansing, Ingham County, Michigan, beginning at a point N 89° 59' 20" W 1214.28 feet and

S 0° 05' 21" W, 232.25 feet from the Northeast corner of said Section 16, thence running S 45° 00' 40" W, 42.43 feet, thence N 89° 59' 20" W, 139.44 feet, thence N 43° 34' 12" W, 41.42 feet, thence S 89° 59' 20" E, 198.0 feet to the point of beginning.

Now, Therefore, Be It Resolved that the City Clerk give at least ten (10) days notice of a public hearing when all persons interested may attend and make any objections they may have to such proposed district; and

Be It Further Resolved that such hearing be held at the Council Chambers in the City Hall on the 7th day of July, 1980, at 7:00 p.m.; and that notice of such hearing be published in a publication of general circulation in said City.

Adopted by the following vote:

Unanimously.

By COUNCILMAN ADADO—

That resolution No. 8 in regard to the Auditor Selection of the Board of Water and Light be referred back to the Committee of the Whole.

Carried.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the Department of Natural Resources has approved the City of Lansing's Grant Application for Urban Forestry Assistance; and,

Whereas, these monies will be utilized for the development of a complete inventory of all street trees by species, size, condition and location, as well as, tree site information, trimming requirements, number and location of vacant tree plots, and insect and disease problems; and,

Whereas, the total amount of the grant is \$20,540.87 and the City's share is 50% or in-kind service of \$10,270.43 and the State's share is \$10,270.43.

Be It Resolved, that the City of Lansing accepts this grant application and directs the Controller to establish accounts for these funds allowing the project to proceed.

Adopted by the following vote:

Unanimously.

ZONINGS

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the 3rd day of December, 1979, this Council

was petitioned to change the following described property from "A" One Family Residential District to "D-1" Professional Office District, all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 28th day of May, 1980, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-55-79

3350 North Grand River Avenue
3301-05-106-001

More particularly described as:

Commencing at the southwest corner of Lot 4 Westwood Subdivision No. 1, a Subdivision of part of southeast $\frac{1}{4}$ of the northwest $\frac{1}{4}$, Section 5, T4N, R2W, Lansing Township, Ingham County, Michigan; thence south $00^{\circ} 54' 58''$ west, 53.32 feet to the centerline of Grand River Avenue; thence north $68^{\circ} 48' 00''$ west, 568.50 feet along said centerline to the point of beginning of a Meander Line of Horsebrook Drain; thence north $21^{\circ} 12' 00''$ east, 50 feet along said Meander Line; thence north $45^{\circ} 04' 38''$ east, 395.08 feet to the point of ending of said Meander Line; thence due east 193.77 feet to the west line of said Westwood Subdivision No. 1; thence south $00^{\circ} 54' 58''$ west, 459.86 feet to the point of beginning. The above described lands contain 3.68 acres and are subject to a 30 foot ingress and egress easement to others, being 15' either side of a centerline, when measured at right angles, the centerline being described as follows:

Commencing at a point on the centerline of Grand River Avenue distant south $00^{\circ} 54' 58''$ west, 53.32 feet and north $68^{\circ} 48' 00''$ west, 16.06 feet from the southwest corner of said Lot 4 of Westwood Subdivision No. 1; thence north $00^{\circ} 54' 58''$ east, 507.68 feet to the point of ending of said centerline. The above described lands are also subject to the rights of the public over the northerly 50 feet of Grand River Avenue and all restrictions and easements of record, if any. The area noted is to the Meander Line of Horsebrook Drain, ownership extends to the centerline.

from an "A" One Family Residential District to a "D-1" Professional Office District.

Whereas, pursuant to Act 207, Public Acts of 1921 as amended, the Planning Board advised the City Council to approve the request; and

Whereas, the Physical Development Committee of City Council has reviewed the report of the Planning Board and does concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the request to rezone the above described property from "A" One Family Residential District to "D-1" Professional Office District be approved.

By COUNCILMAN WORTHINGTON—

That Councilman Blair be allowed to abstain from voting.

Carried.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT II

By COMMITTEE ON PHYSICAL IMPROVEMENT—

Resolved by the City Council of the City of Lansing:

That the plans and specifications returned by the Department of Public Service in pursuance of the resolution of this Council,

Resolution date 6/9/80

Ordered 2/18/80

P.S. No. 47040

Property Benefited: All lands fronting on the following streets listed below except all public streets and alleys and other lands deemed not benefited.

Sanitary Sewer:

Woodman St. Extended from McCullough to Clemens St.

Storm Sewer:

Perkins St. from Lathrop to Clemens.
Allen St. from Woodman to Perkins
Shepard St. from Woodman to Perkins
Leslie St. from Woodman to Main St.
Regent St. from Woodman to Main St.
Main St. from Regent to McCullough St.
Walsh St. from Clemens to Lathrop St.
Clemens St. from Walsh to Woodman St.
Extended

be received, approved and placed on file.

The Engineer's estimated expense of said improvements are as follows:

Project Number P.S. 47040—

Intersection and City Contribution

Storm\$ 40,000.00*

Sanitary 70,000.00**

Total Project Cost\$110,000.00

Assessable to Property Owners

Storm\$190,000.00
 Sanitary 0.00
 Total Project Cost\$190,000.00

Total Project Cost

Storm\$230,000.00
 Sanitary 70,000.00
 Project Grand Total\$300,000.00

*Storm Acct. 101-936-617-973.000

**Sanitary Acct. 590-536-608-974.000

That the Purchasing Director be directed to advertise and let for bid the specifications for said projects as submitted by the Department of Public Service.

That the City Assessor be, and is directed, to make special assessment installment rolls, based upon bids to be received and other related costs of construction, and return same to the City Council.

All work is a part of the Clemens Street Area Storm and Sanitary Sewer Separation Contract, P.S. 47040.

I hereby certify that funds are available for the City of Lansing's share of said project.

CHARLES S. REMENAS,
 Deputy City Controller.

Adopted by the following vote:

Unanimously.

By WAYS AND MEANS COMMITTEE—

Resolved by the City Council of the City of Lansing:

That the following transfers be made:

\$1,500.00 From Misc. & Operating Expenses
 A/C 101-720-000-941

\$1,500.00 to Repair & Maint.—
 Swimming—Park &
 Recreation Dept.
 A/C 101-725-510-930

\$4,125.00 from Reserve for Contingency
 A/C 101-941-000-963

\$4,125.00 to Forestry—Contractual
 Wages—Parks
 A/C 101-781-000-707

\$9,000.00 from Wages—Pavement Markings
 A/C 202-475-000-706

3,000.00 from Fringe Benefits
 A/C 202-475-000-715

3,000.00 from Salaries—Engineering—
 Traffic
 A/C 202-483-002-702

2,000.00 from Wages—Traffic Surveys
 A/C 202-483-003-706

\$1,500.00 to Salaries—Pavement
 Markings
 A/C 202-475-000-702

4,600.00 to Salaries—Signals &
 Signs
 A/C 202-477-000-702

3,600.00 to Wages—Signals & Signs
 A/C 202-477-000-706

3,800.00 to Fringe—Signals & Signs
 A/C 202-477-000-715

2,800.00 to Fringe—Administration
 —Traffic
 A/C 202-482-001-715

700.00 to Fringe—Engineering—
 Traffic—Public Service
 Dept.
 A/C 202-483-002-715

\$1,900.00 from Wages—Pavement Markings
 A/C 203-475-000-706

700.00 from Fringe Benefits
 A/C 203-475-000-715

1,000.00 from Materials—Pavement
 Markings
 A/C 203-475-000-782

1,000.00 from Equip. Rental—Pavement
 Markings
 A/C 203-475-000-943

1,700.00 from Signals & Signs
 A/C 203-477-000-818

1,000.00 from Equip. Rental—Signs &
 Signals
 A/C 203-477-000-943

2,500.00 from Admin.—Salaries
 A/C 203-482-001-702

400.00 from Salaries—Traffic Surveys
 A/C 203-483-003-702

2,200.00 from Wages—Traffic Surveys
 A/C 203-483-003-706

500.00 from Fringe Benefits
 A/C 203-483-003-715

\$ 500.00 to Salaries—Signals &
 Signs
 A/C 203-477-000-702

6,900.00 to Wages—Signals & Signs
 A/C 203-477-000-706

4,500.00 to Fringe Benefits
 A/C 203-477-000-715

200.00 to Fringe—Admin. Traffic
 A/C 203-482-001-715

400.00 to Salaries—Engineering—
Traffic
A/C 203-483-002-702

400.00 to Fringe—Engineering—
Traffic—Public Service
Dept.
A/C 203-483-002-715

I hereby certify that this is a properly drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Approved:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
TERRY J. McKANE,
Ways and Means Committee.

Adopted by the following vote:

Unanimously.

ORDINANCES

By COUNCILMAN WORTHINGTON—

The Committee reported that it had considered an ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by adding a new section to be numbered Section 36-145.12 to provide for and amendment to the Physical Development Plan for the Capitol Commons Neighborhood Development Area within the City of Lansing—Sale of property at 530 S. Pine Street, and recommended that the ordinance be passed.

Carried.

ORDINANCE NO. 572

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by adding a new Section to be numbered Section 36-145.12 to provide for an amendment to the Physical Development Plan for the Capitol Commons Neighborhood Development Area within the City of Lansing—Sale of property at 530 S. Pine Street, be placed on order of immediate passage.

Carried.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by adding a new section to be numbered Section

36-145.12 to provide for an amendment to the Physical Development Plan for the Capitol Commons Neighborhood Development Area within the City of Lansing—Sale of property at 530 S. Pine Street, be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 572

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT CHAPTER 36, ARTICLE XV OF THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, BE AMENDED BY ADDING A NEW SECTION TO BE NUMBERED SEC. 36-145.12 TO PROVIDE FOR AN AMENDMENT TO THE PHYSICAL DEVELOPMENT PLAN FOR THE CAPITOL COMMONS NEIGHBORHOOD DEVELOPMENT AREA WITHIN THE CITY OF LANSING.

The City of Lansing Ordains:

Section 1. That Chapter 36, Article XV, of the Code of the City of Lansing, Michigan, be amended by adding a new section to be numbered Sec. 36-145.12 to read as follows:

Sec. 36-145.12. Amendment to Plan established.

The Physical Development Plan referred to in Sec. 36-145.9 is hereby modified by incorporating the following into the said plan:

The sale of the south 50 feet of the east 91 feet of Lot 4, Block 144 Original Plat, City of Lansing, Ingham County, Michigan, to the owner of the adjacent property at 530 South Pine Street for the exclusive purpose of parking in accordance with a site plan approved by the City of Lansing with maps to be modified to reflect the changes detailed above.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Section 3. This ordinance shall take effect thirty (30) days from its passage unless given immediate effect by the City Council.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

This ordinance being necessary for the immediate preservation for the public peace, health or safety shall take effect upon its passage.

Carried.

**By COMMITTEE ON PHYSICAL
DEVELOPMENT—**

Resolved by the City Council of the City of Lansing:

Whereas, the Capitol Commons Neighborhood Development Area Plan has been amended by Lansing City Council to include the sale of the South 50 feet of the East 51 feet of Lot 4, Block 144, Original Plat, City of Lansing, Ingham County, Michigan, to the owner of the adjacent property located at 530 South Pine Street for the purpose of providing area for parking which will allow expansion of the office building located at 530 South Pine.

Now, Therefore, Be It Resolved that the City Council approves the sale of the South 50 feet of the East 51 feet of Lot 4, Block 144, Original Plat, City of Lansing, Ingham County, Michigan, to Duncan Investment Company, the owner of the adjacent property.

Adopted by the following vote:

Unanimously.

**REMARKS BY THE MAYOR'S
EXECUTIVE ASSISTANT**

No remarks.

REMARKS BY THE CITY COUNCIL

Council President Adado announced that the Ingham County Board of Commissioners would be holding their meeting in the Council Chambers, Tuesday night, June 10, 1980. Same to be broadcast on channel 28.

Councilman Blair suggested the Council President appoint a member of the Council or staff to welcome the County Commissioners.

Council President Adado asked Councilman Blair to welcome the Commissioners.

Chas. Jurasek, 3200 Reo Road, spoke again relative to North Lansing Fun-Fest.

By COUNCILMAN BLAIR—

That this meeting stand adjourned.

Carried.

Council adjourned at 9:55 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

June 9, 1980

F/B

CITY CLERK'S OFFICE

Room 921, City Hall

Lansing, Michigan 48933

Address Correction Requested

BULK RATE

U. S. POSTAGE

PAID

Permit No. 1461

Lansing, Michigan

445

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, June 16, 1980

CITY COUNCIL ROOMS

Lansing, Michigan

June 16, 1980

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by President Adado.

Present: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Worthington.

Pledge of Allegiance was led by Councilman Worthington.

HEARINGS ON PROPOSED CHANGES IN ZONING CLASSIFICATIONS

June 16, 1980, at 7:00 o'clock being the time set as the time for holding a hearing

on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-15-80—5100 S. Cedar Street,

be rezoned from "E-2" Drive-In Shop District to "F" Commercial District.

The President announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment to the Classification provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment.

Referred to Committee on Physical Development.

HEARING ON PROPOSED SPECIAL USE PERMIT

June 16, 1980, at 7:00 o'clock being the time set as the time for holding a hearing

on the proposed Special Use Permit as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

SUP-2-80—1923 Roberts Lane,

to be used as an Adult Foster Care Home.

The President announced that is there was anyone present who had any suggestions or objections to make to the proposed Special Use Permit provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed Special Use Permit.

Referred to Committee on Physical Development.

PUBLIC HEARINGS

June 16, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed Ordinance of the City of Lansing, Michigan, providing for the repeal of Section 30-9 of Chapter 30 in its entirety for the purpose of deregulating the fares for taxicab services.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed ordinance he had the privilege of speaking at this time.

Referred to Committee on Public Property and Safety.

June 16, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed Ordinance of the City of Lansing, providing that Chapter 30, Section 30-16 of the Code of Ordinances of the City of Lansing be amended by adding a new sub-section to be numbered (9) prohibiting engaging the services of a taxicab without paying for that service.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed ordinance he had the privilege of speaking at this time.

Referred to Committee on Public Property and Safety.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON NON-AGENDA ITEMS. YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

Jerry Lawson, President of the Fraternal Order of Police No. 141, spoke and read statement in its entirety.

By COUNCILMAN BLAIR—

That Mr. Lawson be given extension of time to continue.

Carried.

Rudy Wilson, President of NAACP, presented a letter relative to Marvin Ray and asked the City Clerk to read same and that it be printed in the proceedings.

June 14, 1980

Honorable Members

Lansing City Council

City Hall

Lansing, Michigan 48901

Dear City Council Members,

Regretfully it is once again necessary to address a communication to you on the Marvin Ray matter. As before, this letter is written on behalf of the group of concerned citizens who initially wrote to you about this unfortunate situation on May 14, 1980.

A review of those previous communications, and the results they produced is in order.

The May 14 letter requested that the council seek a legal determination relative to the allegation by Mayor Graves that his refusal to reappoint Board President Ray concerned Ray's so called "conflict of interest."

Subsequently City Attorney Sawyer ruled that if Ray ever was in conflict, he removed himself from possible conflict a year ago.

Satisfied that the Mayor's charge was publicly refuted, we wrote to Council President Adado on June 4, thanking the council for its diligence and sensitivity, and stating the black community would accept the final decision of your body.

There the matter should have properly rested. However, the Mayor would not let it rest. According to a published report in The State Journal on Tuesday, June 10, Mayor Graves "alluded that there may have been 'other' reasons for not reappointing Ray."

This prompted Councilman McKane to state "The Mayor has got to put up or shut up." We agree.

Even more disturbing is an article in the recently published June, 1980 issue of Lansing Magazine. Entitled "Graves Pulls the Plug" the report deals with the Ray matter in considerable depth.

We believe that article should be studied and investigated thoroughly, and until it

is, any appointment to the Board of Water and Light should be deferred.

Attached you will find a photo copy of just one section of the Lansing Magazine story. It describes an April, 1980 cabinet meeting at which Mayor Graves reportedly "openly berated members of the black community." At this same meeting, according to the article, the Mayor accused Marvin Ray of "malfeasance."

Further, the story states that one person who attended this meeting "... was reportedly so shaken by the Mayor's comments he became physically sick."

At long last it is now perfectly clear that the issue has never been the appointment of Charles S. Jones. The issue has always been the dismissal of Marvin Ray.

This was never a straight forward executive decision not to reappointment Mr. Ray. That is a simple process clearly defined by the City Charter. This was plainly a case of getting rid of Marvin Ray "for cause." The real question is for what cause?

The Lansing Magazine suggests one answer to that question. But the council and the citizens of Lansing have the right to hear it from the Mayor's mouth.

We strongly reaffirm our view that the power to approve or disapprove the Mayor's appointments to city boards is a strong power that properly resides with the council under charter provision.

This is a cornerstone of the checks and balances system. Because the council has the right to "advice and consent," it has the inherent right to instruct the Mayor as to the manner and type of appointments it will approve.

The council cannot assume a passive stance in light of the recent turn of events. Potentially the integrity of every volunteer who serves the city can be held hostage by the Mayor under his concept of government by innuendo.

We beseech you to table any appointment to this important board until this matter is honorably resolved.

Sincerely,

RUDY WILSON,
President,
Lansing Chapter, NAACP.

Referred to Committee of the Whole.

R. David Wilson, Attorney for Fraternal Order of Police No. 141, spoke.

By COUNCILMAN BLAIR—

That Mr. Wilson be given an extension of time to continue.

Carried.

Mr. Jack Brown, Executive Director of the Fraternal Order of Police, 1441 E. Maple Road, Troy, Michigan, spoke.

Lt. Robert Woodward, 4217 Hillborn Lane, spoke.

By COUNCILMAN BLAIR—

That the Council recess for a period of 5 minutes.

Carried.

Council recessed at 7:55 p.m. and reconvened at 8:00 p.m.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

MECHANICAL DEVICE—

Meijer Thrifty Acres.

PUBLIC DRIVERS—

John Christopher Ashe, David Wilson Chamberlain, William Vern Ivey, Richard Charles Miller, Ronald Frederick Salmon, Robert Dale Weatherby.

RUBBISH HAULER—

David L. Purnell.

Referred to Committee on General Services.

Summons filed in Circuit Court by Capitol Savings and Loan Association vs Bernice Collins, Coland, Inc., and City of Lansing in connection with the condemnation of property located at 232-234 S. Logan Street.

Referred to Mayor, City Attorney.

The following claims have been filed:

Margee Days for damage to her automobile due to seepage in the South Grand Parking Ramp—4th level.

James R. Farhat for damage to his automobile due to hitting an open manhole on West St. Joseph Street at Jenison Street.

Linda L. Webb for damage to her automobile after she hit a ditch in street at Lapeer and Walnut Streets.

Steven A. Grant for damage to bicycle due to accident with City vehicle.

Referred to Mayor, City Attorney.

Letter from Fire Fighters of Lansing Local 421 wishing to provide a concession for the sale of beer during the Fourth of July celebration at the Riverfront Park.

Referred to Committee on Public Property and Safety.

The Family of God Church requests permission to use the south section of Race Street for Gospel Concerts on July 5, 12, 19 and 26, 1980, from 7:00 p.m. to 10:00 p.m.

Referred to Mayor, Committee on Public Property and Safety.

Request from Patricia Sue Biergens for closing off of the 1700 block of Delevan St. on June 28, 1980, for a block party.

Referred to Mayor, Committee on Public Property and Safety.

Letter from Ted Sondag, Advertising Director of The State Journal, in regard to proposed 3-day Auto Show and Sale in Lansing on July 17, 18, 19, 1980, and request use of the Riverfront Park west side for said event.

Referred to Mayor, Committee on Public Property and Safety.

Petition filed by certain City Employees in regard to crediting of compulsory military service for additional retirement benefits.

Referred to Mayor, City Attorney.

Lansing Trappers Club resolves to donate all net profits over a certain amount from the Amateur Softball Association's 1980 Women's Major Fast Pitch Tournament to the City of Lansing for specific use for ball diamond improvements.

Referred to Mayor, Committee on Public Property and Safety.

The Roary Corporation requests final preliminary approval on plat of Ingham Park Subdivision.

Referred to Mayor, Planning Board.

Letter of thanks from Governor William Milliken for the recently adopted resolution of appreciation for the State's assistance in securing replacement air carriers in light of United Airlines' announced reductions.

Received and placed on file.

Letters in regard to extension of the General Revenue Sharing program from:

Jack H. Watson, Jr., Asst. to the President for Intergovernmental Affairs.

Senator Carl Levin.

Senator Donald W. Riegle, Jr.

Representative Bob Carr.

Received and placed on file.

Michigan Municipal League submits several announcements and registration forms for the Energy Management Institute for Local Governments schedules for August 14-15, 1980, at the Detroit Plaza Hotel.

Referred to Mayor, Elected Officials.

Letter from Raymond D. Eckman, Daniel R. Eckman and Denise Eckman submitting objections to the sub-dividing of 5601 S. Washington Avenue.

Referred to Mayor, Planning Board.

MAYOR'S EXECUTIVE ASSISTANT COMMENTS ON ANY ITEM ON THE AGENDA:

No comment.

THE PUBLIC MAY NOW ADDRESS
THE CITY COUNCIL ON ANY OF
THE FOLLOWING ITEMS LISTED
ON THE AGENDA: COMMUNICA-
TIONS AND PETITIONS, COMMIT-
TEE REPORTS, REPORTS OF CITY
OFFICERS AND BOARDS AND
RESOLUTIONS. YOU MAY SPEAK
ONLY FOR 3 MINUTES ON ANY
ONE ITEM.

No person spoke.

REPORTS OF COMMITTEES

The COMMITTEE ON GENERAL SERVICES approves the following applications and bonds for licenses:

MECHANICAL DEVICE—

Meijer Thrifty Acres.

PUBLIC DRIVERS—

John Christopher Ashe, David Wilson Chamberlain, William Vern Ivey, Richard Charles Miller, Ronald Frederick Salmon, Robert Dale Weatherby.

RUBBISH HAULER—

David L. Purnell.

Signed:

WILLIAM A. BRENKE,
TERRY J. McKANE,
LOUIS F. ADADO,
Committee on General
Services.

By COUNCILMAN BRENKE—

That the report of the Committee be adopted.

Adopted by the following vote::

Unanimously.

The COMMITTEE ON WAYS AND MEANS, to whom was referred the letter from the City Controller requesting release of Financial Security, Remark No. 1 and 2, reports as follows:

The \$2,200.00 in financial security may be released pursuant to Section 37-25(1) of Chapter 37 of the Code of Ordinances of the City of Lansing.

Signed:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
TERRY J. McKANE,
Committee on Ways and
Means.

By COUNCILMAN GUNTHER—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred rezoning petition Z-51-79 for property at 3412 Aurelius Road from "A" One Family Residential District to "H" Light Industrial, "J" Parking and "D-1" Professional Office Districts, reports as follows:

That said rezoning be approved.

Signed:

LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Physical
Development.

By COUNCILMAN BELEN—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS
AND BOARDS

June 6, 1980

President Adado and Members

Lansing City Council

Gentlemen:

Attached is an application from the YWCA for a fitness run at 9:00 A.M. on Saturday, July 26, 1980, which has been approved by all the necessary departments.

We estimate this will cost the City a total of \$354.62, which represents one sergeant, nine officers and ten vehicles for two hours.

This is being forwarded to you for final approval.

Respectfully yours,

RICHARD A. GLEASON,
Chief of Police.

By COUNCILMAN LINDEMANN—

That said parade permit be approved having received the approval of all necessary departments.

Carried.

June 6, 1980

President Adado and Members

Lansing City Council

Gentlemen:

Attached are two applications from the Lansing Parks and Recreation Department for parades on July 4th, one beginning at 8:30 A.M. and the other at 10:30 A.M.

These have been approved by all the necessary departments. Our personnel estimate these will cost the City a total of \$389.20, which represents the use of two sergeants, nine officers and eleven vehicles for a total that day of four hours.

These applications are being forwarded to your body for final approval.

Respectfully yours,

RICHARD A. GLEASON,
Chief of Police.

By COUNCILMAN LINDEMANN—

That said parade permits be approved having received the approval of all necessary departments.

Carried.

DATE: 6/11/80

TO: Theo Fulton, City Clerk

FROM: Chris Bergstrom, Assistant City Attorney

SUBJECT: Senior Citizens Advisory Board
—Rules of Procedure

Please find enclosed the Rules of Procedure for the Senior Citizens Advisory Board for placement on the Council Agenda. They have been approved by this office as to form. If you have any questions, please feel free to contact me.

Referred to Committee on General Services.

By COUNCILMAN McKANE—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived for the purpose of presenting items that are not listed on the agenda.

Carried.

By COUNCILMAN McKANE—

Resolved by the City Council of the City of Lansing:

Be It Hereby Resolved, that the Rules of Procedure of the Senior Citizen's Advisory Board are referred to the General Services Committee for review; and

Be It Finally Resolved, that the rules of Procedure of the Senior Citizen's Advisory Board shall not go into effect until said review is completed and the rules of procedure are approved by the Lansing City Council.

Adopted by the following vote:

Unanimously.

June 12, 1980

Lansing City Council

10th Floor—City Hall

Lansing, Michigan 48933

Dear Council Members:

This letter is written in response to your letter sent to the Chairperson, Mrs. Billie Gladstone, under the signature of Bruce W. Stark, Executive Assistant to Council. The Board decision, at our meeting of June 12, 1980, resulted in moving to request that the Human Relations staff follow-up in the investigation of alleged harassment by the Lansing Police Department.

In view of the fact that it is the responsibility of the Human Relations Department, according to the City Ordinance Sec: 17B-2b, of "assuring fair and equal treatment under law to all citizens" we then have a legal obligation to investigate these allegations.

We recognize that sexual preference/sexual orientation has not been included in the Human Relations Ordinance of 1973, but is reflected in the Affirmative Action Plan of 1976, in regards to status for employment.

Many cities throughout the country are including this group among their protected classes.

We are aware that some investigation must be undertaken in order to resolve this community tension.

HUMAN RELATIONS
ADVISORY BOARD
Billie Gladstone,
Chairperson.

Referred to Committee of the Whole.

DATE: 6/6/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Building Safety and Development Director Re: Trash Removal Assessment

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

By COUNCILMAN LINDEMANN—

That said assessments be approved and placed on the December tax roll.

Carried.

DATE: 6/6/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Finance Director Re: Analysis of the Governor's Executive Order to Reduce the Allocation of State Shared Revenues to Cities

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

June 9, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

Please find attached three proposed budget transfers for maintenance of landscape materials in the South Washington Mall. I have submitted these transfers to you because of the failure by Council to establish any special assessment district to maintain the South Washington Mall. This matter has been before you in a comprehensive report since November 29, 1979.

In order to provide a minimal level of service and because of numerous complaints of the appearance of overgrown grass in the Mall, City Parks crews have at my direction cut and raked the grass. This has been done at the expense of other budgeted park maintenance. It is clearly an example of robbing Peter to pay Paul, and I cannot continue this practice.

The proposed transfers include \$928 to provide two seasonal laborers for the remainder of the Fiscal Year to maintain the Mall, and \$400 to purchase a used Cushman scooter from the Traffic Division to transport tools and supplies on the Mall. Additionally, the Parks Department has indicated a cost of \$22,690 to maintain the landscaped portions only through the end of October, 1980. The cost for the entire Fiscal Year would be \$38,143. This does not include any snow removal or sweeping of the downtown sidewalks. This reflects the overall reduced level of maintenance for other parks throughout the City.

The indications given by the Public Properties and Safety Committee to my assistants on June 3, 1980 and June 10, 1980, was that the Committee believed maintenance of the berms was a responsibility of the City. I did not recommend that to you in my budget recommendations for Fiscal Year 1980-81. This is an increased level of service at a time of service reductions in other areas of City operation. Additionally, the Committee recommended that the assessment be considered for maintenance (sweeping) of the sidewalks from the building line to the curb line. This service at present is the responsibility of the property owners and tenants.

I bring this request for transfer of funds to you for your policy direction. I will not continue to have park laborers assigned to other work projects be brought downtown unless you so direct. If it is your direction that the Mall should be maintained at City expense in addition to other budgeted projects, then it will be necessary to transfer from the Reserve for Contingency account. I would request your immediate attention on this matter. No further work will be done on the Mall until you provide such direction.

Should Council establish a special assessment including landscape maintenance later in the year, we will not face a recurrence of this situation next Spring. If no special assessment which includes landscape maintenance is established, it will be necessary to bring additional transfer requests to your attention before any work commences in the Spring.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file with copy to
Committee on Ways and Means.

June 12, 1980

President Adado and Members of
the Lansing City Council

Tenth Floor—City Hall

Lansing, Michigan 48933

Dear President Adado and
Council Members:

During the period of time commencing Monday, June 16, 1980, and extending through August, 1980, a smoke testing program will be conducted for a portion of the City of Lansing's sanitary sewer. This work will be done in an area, within the City of Lansing's corporate limits, west of Cedar Street and south of Interstate 496. It is a part of the City of Lansing Sewer System Evaluation Survey, being conducted by the Consulting Engineering Firm of McNamee, Porter and Seeley on behalf of the City of Lansing.

This smoke testing program is designed to locate cross connections between the storm and sanitary sewer systems, and other sources of storm water inflow into the sanitary sewer system, such as catch basins and roof leaders.

The smoke used in the testing is not a true smoke, but a water based mist which is non-toxic and will not adversely affect most people. On the day prior to smoke testing in any area, notices will be delivered to every residence in that area informing people of the time and location of the smoke testing. This notice will give individuals with respiratory problems or any other problem that could be affected by the smoke testing, an opportunity to contact informed people to get advice on what they should do. A telephone number will be given on these notices.

There will also be a vehicle, operated by the engineers conducting the smoke testing, highly visible in the smoke test area. These people will be happy to provide information or answer any questions.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file.

DATE: 6/12/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the City Controller Re: Financial Security, Remark No. 1 and 2

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Received and placed on file with copy to Committee on Ways and Means.

DATE: 6/12/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Planning Director Re: Planning Board Meeting Cancellation

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

DATE: 6/12/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group Re: Spadafore Distributing Company request for establishment of Commercial Redevelopment District

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 6/12/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group Re: EDC Request for Certification of Project Area, etc., for Bauch Building Renovation Project

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 6/12/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group Re: William Martin Request for Consent to Employment Transfer

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 6/12/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group Re: EDC Request for Certification of Project Area, etc., for Michigan Association of Counties Office Development

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

RESOLUTIONS

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the appointment of Ms. Joan Trezise to the Civic Center Board for a term to expire June 30, 1980, is hereby approved.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the appointment of Mr. James Persson to the Traffic Board for a term to expire on June 30, 1984, is hereby approved.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the appointment of Mr. Fred Perrelli to the Waterfront Development Board for a term to expire June 30, 1984, is hereby approved.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PHYSICAL
DEVELOPMENT—

Resolved by the City Council of the City of Lansing this 16th day of June, 1980, that the appointment of Mr. Stephen D. Reck to the Plumbing Board for a term to expire June 30th, 1984, is hereby confirmed as recommended by the Mayor.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PHYSICAL
DEVELOPMENT—

Resolved by the City Council of the City of Lansing this 16th day of June, 1980, that the appointments of the following persons to the Housing and Redevelopment Board are hereby confirmed for terms to expire in June of 1984 as recommended by the Mayor:

Romah J. Carney

Mayme Walker.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON GENERAL
SERVICES—

Resolved by the City Council of the City of Lansing:

That the request of the Howard Johnson Company for an Entertainment Permit to

be held in conjunction with 1980 Class C license with Dance Permit located at 3224 East Saginaw, Lansing, Michigan, Ingham County is hereby approved provided all requirements of the Liquor Control Commission have been satisfied.

Adopted by the following vote:

Unanimously.

By COUNCILMAN ADADO—

Resolved by the City Council of the City of Lansing:

That the Council Meeting of Monday, July 14, 1980, be changed to Tuesday, July 15, 1980, due to the Lansing Community College Election being held on Monday, July 14, 1980.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council has, for the past four years, co-sponsored the visits of European and Asian performing groups to the City of Lansing in cooperation with the International Program of Blue Lake Fine Arts Camp of Twin Lake, Michigan; and

Whereas, Blue Lake Fine Arts Camp advises that Molndals Musikkor of Molndal, Sweden, the National Police Band of Holland and the Otsu Children's Choir of Japan would like to visit the City of Lansing during the summer of 1980; and

Whereas, Robert and Brenda Hull of Lansing have again offered to act as hosts and to make arrangements for the visits of the groups;

Now, Therefore, Be It Resolved that the Lansing City Council co-sponsor the visits of the above named groups to the City of Lansing as follows:

Molndals Musikkor (concert
and jazz band) _____ June 26-28, 1980

National Police Band of
Holland _____ July 18-21, 1980

Otsu Children's Choir _____ August 17, 1980

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the request by Mrs. David Farhat to block off the 3200 block of Colchester on June 20, 1980, to have a block party is hereby approved.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the request of Velma I. Fisher for closing of Sumpter Street from Stillwell Street west to mid-way in the block between Stillwell and Anson Street for a block party on July 6, 1980, is hereby approved.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the request for authorization to sell beer and wine during the annual Ethnic Festival July 4th and 5th, 1980, is hereby approved provided appropriate permits are obtained from the Liquor Control Commission.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Blair, Gunther, Lindemann, McKane, Worthington—7.

Nays. Councilman Brenke—1.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing Trappers Club has requested assistance from the City in sponsoring the 1980 Amateur Softball Association's Women's major fast pitch softball National Championship Tournament during August 15-29 at Ranney Park; and

Whereas, this will be the first national softball tournament to be held in the City of Lansing; and

Now, Therefore, Be It Resolved, the Lansing City Council hereby approves City co-sponsorship of this tournament, with details of City participation to be worked out by the Administration and reported back to the Council prior to the tournament.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the Mayor's request of June 5, 1980, for authorization to proceed with the removal of one boxelder tree from private property at 116 Bell Street, with the cost of cutting and removal to be assessed against the property owner as provided by ordinance is hereby approved.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

That the following resolution be substituted for the resolution that was put on the agenda.

Carried.

By ECONOMIC DEVELOPMENT
COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, the Greater Lansing area, including the City of Lansing, is experiencing considerable economic growth and redevelopment; and

Whereas, a large number of projects involving development and redevelopment are being undertaken throughout the Greater Lansing area with the assistance of incentives available through tax abatement and tax exempt financing as provided for by such legislation as PA 255 of 1978, PA 198 of 1974 and PA 338 of 1974; and

Whereas, that legislation authorizing utilization of these economic development tools requires that projects for which such assistance is sought and result in the transfer of employees between Michigan municipalities must receive the consent of the local governmental unit from which employees are to be transferred; and

Whereas, the City of Lansing recognizes the value of both regional cooperation in the area of economic development and the availability of an open and free regional market for the location of economic activity, provided that the maintenance of that open and free market does not result in undue negative impacts on particular municipalities; and

Whereas, in an effort to be flexible and cooperative with other local governmental

units and to encourage reciprocal considerations, the Lansing City Council will henceforth grant its consent to projects resulting in the transfer of employees within the Lansing metropolitan area providing said projects promote the economic growth and strengthen the economic base of the Lansing metropolitan area.

Now, Therefore, Be It Resolved that the Lansing City Council will approve those applications for and pursuant to the above stated statutes that fulfill the following requirements:

1. The relocation will not result in the permanent vacation of a commercial or industrial facility or in any other condition that may have a blighting effect on a surrounding neighborhood that the applicant proposes to vacate.
2. Any applicant must not owe delinquent taxes to the City of Lansing.
3. Any application for consent to the transfer of employment shall give notice to the City at least three (3) months prior to the effect of any such transfer. The application shall be reviewed by the Lansing Economic Development Corporation.
4. The Lansing Economic Development Corporation shall provide assistance to any applicant in working with the City's agencies for matters which need, but not limited to: zoning, public or private land availability and tax or other economic incentives.
5. The firm relocating outside of the City has demonstrated a positive attempt and has consulted the Lansing Economic Development Corporation in an effort to upgrade or expand facilities at its present location or to relocate within the City of Lansing.

Be It Further Resolved that this policy shall be employed on an ad hoc basis and shall be utilized only if the benefiting local governmental unit adopts a like resolution which allows transfers to the City of Lansing stipulating conditions and/or requirements no greater than the City of Lansing.

Be It Further Resolved that the Lansing Economic Development Corporation shall maintain records of employment transfers resulting from projects involving municipally approved tax abatement or tax exempt financing incentives and that prior to City Council action on any particular request for consent, a report on the request shall be prepared by the Economic Development Advisory Group.

Be It Finally Resolved that the Lansing Economic Development Corporation shall make or cause to be made an annual inventory of businesses within the City which employ over 50 persons. The inventory shall include need for expansion, desire to relocate, or other economic difficulties

where the City might be able to be of assistance. All responses shall be subject to confidentiality.

By COUNCILMAN McKANE—

That the resolution be amended as follows:

In the requirement No. 4—delete the word “need” and insert the word “include” and after the word “but” insert the word “are.”

Carried.

Much discussion was held on the resolution.

By COUNCILMAN BLAIR—

That the resolution be amended as follows:

That in the second paragraph delete “PA 255 of 1978” and in requirement No. 3 change “three (3) months” to “six (6) months.”

Lost by the following vote:

Yeas: Councilman Blair—1.

Nays: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

The substitute resolution as presented and amended was adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nays: Councilman Blair—1.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing has received proposals for the annual independent audit of the Board of Water and Light for the fiscal year ending June 30, 1980; and

Whereas, the City Council has received a recommendation to accept the proposal submitted by the auditing firm of Ernst & Whinney to conduct the audit at a price not to exceed \$22,000; and

Whereas, the Committee of the Whole has reviewed the recommendations of City staff recommending selection of Ernst & Whinney;

Now, Therefore, Be It Resolved, that Ernst & Whinney be selected to perform the Fiscal Year 1980 audit in accordance with specifications approved by the City

Council on December 23, 1963, and in accordance with additional specifications approved by this Council and the scope of services as stated in the proposal submitted by Ernst & Whinney on May 22nd, 1980; and

Be It Further Resolved, that the audit be awarded on a three-year cycle beginning Fiscal Year June 30, 1980, with the understanding the Board of Water and Light will obtain a written proposal each subsequent year from Ernst & Whinney and advise City Council of the merits of continuing with this firm or whether the City Council should solicit new proposals from other auditing firms.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, McKane, Worthington—5.

Nays: Councilmen Blair, Gunther, Lindemann—3.

PUBLIC IMPROVEMENT I

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the Mayor and City Council of the City of Lansing:

That it is hereby determined to be a public necessity to construct the Clemens Street Area Storm and Sanitary Sewer Separation Contract, P.S. 47040, which includes the following:

Sanitary Sewer:

Woodman St. Extended from McCullough to Clemens St.

Storm Sewer:

Perkins St. from Lathrop to Clemens

Allen St. from Woodman to Perkins

Shepard St. from Woodman to Perkins

Leslie St. from Woodman to Main St.

Regent St. from Woodman St. to Main St.

Main St. from Regent St. to McCullough St.

Walsh St. from Clemens St. to Lathrop St.

Clemens St. from Walsh to Woodman St. Extended

That the Department of Public Service be and hereby is directed to cause to be prepared so far as necessary, diagrams and plats of the whole of said district, and/or plans and specifications for such project, and is further directed to estimate in detail the cost of said project, and furnish said information to the Council.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT V

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the supplementary special assessment roll for removal of dangerous deadwood from a tree on private property:

Assessment Roll No. 46-T

Location—635 S. Clemens Avenue

as returned by the City Assessor be and the same is hereby ratified and confirmed, and that the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to refund to all persons who have paid said tax as originally assessed the pro rata amount of difference as shown in said supplementary roll, and collect all unpaid tax as shown on said roll on or before September 16, 1980.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

That the following resolution be substituted for the resolution that was placed on the agenda:

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the 19th day of November, 1979, this Council was petitioned to change the following described property from "A" One Family Residence District to "H" Light Industrial, "J" Parking and "D-1" Professional Office District, all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 25th day of February, 1980, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-51-79—3412 Aurelius Road—
3301-34-227-251

More particularly described as:

Beginning at the northeast corner of Section 34, T4N, R2W, City of Lansing, Ingham County, Michigan; thence

south 28 rods on the section line, thence west 40 rods, parallel with the north section line, thence north 28 rods, thence east 40 rods to the point of beginning, subject to highway right-of-way;

from an "A" One Family Residential District to an "H" Light Industrial District, "D-1" Professional Office District and "J" Parking District.

Whereas, pursuant to Act 207, Public Acts of 1921 as amended, the Planning Board advised the City Council to deny the request as filed; and further, recommended to rezone portions of the property "D-1" Professional Office District, "J" Parking District and "G-2" Wholesale District, but the west 250 feet remain in its present zoning classification, which is "A" One Family Residential District; and

Whereas, the Physical Development Committee of City Council reviewed the report of the Planning Board, but did not concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the request to rezone the above described property from "A" One Family Residential District to "H" Light Industrial, "D-1" Professional Office and "J" Parking Districts be denied as filed; and further that the property be rezoned as follows:

Parcel A—Beginning at the northeast corner of Section 34, T4N, R2W, City of Lansing, thence south 462 feet, thence west 140 feet, thence north 462 feet, thence east 140 feet to the point of beginning.

from "A" One Family Residential District to "D-1" Professional Office District.

Parcel B—Beginning at a point 140 feet west of the northeast corner of Section 34, T4N, R2W, City of Lansing, thence south 462 feet, thence west 500 feet, thence north 462 feet, thence east 500 feet to the point of beginning, except that portion of the property commencing 53 feet west and 25 feet north of the southeast corner thereof, thence west 120 feet, thence north 214 feet 8 inches, thence east 120 feet, thence south 214 feet 8 inches to the point of beginning (zoned "H" Light Industrial).

from "A" One Family Residential District to "G-2" Wholesale District.

Parcel C—Commencing at a point 640 feet west of the northeast corner of Section 34, T4N, R2W, City of Lansing, thence south 462 feet, thence west 20 feet, thence north 462 feet, thence east 20 feet to point of beginning to remain "A" One Family Residential District;

and

Be It Further Resolved that the two

landscape, screening and buffering plans be submitted and approved by the Planning Department; one shall show landscaping, screening and buffering on the east portion of the site and the other shall show landscaping, screening and buffering along the "D-1" Professional Office District and "G-2" Wholesale District boundary; and further that access to the site be reviewed and approved by the Planning Department and Traffic Engineer; and

Be It Finally Resolved that the City Clerk be, and she is hereby, advised to provide the petitioner with the results of this request.

Adopted by the following vote:

Unanimously.

Councilman Brenke left the session.

By WAYS AND MEANS COMMITTEE—

Resolved by the City Council of the City of Lansing:

That the following transfers be made:

\$ 100.00	from Gen. Fund—Estimated Revenue A/C 101-000-000-160
\$ 100.00	to Gen. Fund—Fire Administration—Citizen's Contribution A/C 101-337-000-956
\$ 928.00	from General Parks—Wages, Hourly A/C 101-718-000-706
400.00	from General Parks—Equipment A/C 101-718-000-977
\$ 928.00	to Mall Maintenance—Wages, Hourly A/C 101-718-101-706
400.00	to Mall Maintenance—Equipment A/C 101-718-101-977
\$25,000.00	from Reserve for Contingency A/C 101-000-000-963
\$25,000.00	to Riverfront Park—Electrical A/C 101-936-721-977
\$17,000.00	from Fund Balance—General Fund A/C 101-000-000-390
\$17,000.00	to Reserve for Contingency A/C 101-941-000-963
\$ 2,158.00	from Vehicle Operating—Meter Checkers A/C 585-547-000-867

- \$ 1,608.00 to Vehicle Operating—
Admin. & Gen.
A/C 585-536-000-867
- 550.00 to Vehicle Operating—
Meter Maint.
A/C 585-546-000-867
- \$ 1,000.00 from Operating Supplies—
Flusher Operations
A/C 640-963-000-740
- 800.00 from Equipment Maint.
A/C 640-963-000-933
- 5,000.00 from Equipment Maint.—
Tractor Operations
A/C 640-965-000-933
- 1,500.00 from Equipment Maint.—
Grader Operations
A/C 640-966-000-933
- 1,500.00 from Equipment Maint.—
Shovel Operations
A/C 640-967-000-933
- 5,000.00 from Equipment
A/C 640-968-000-933
- 17,700.00 from Vehicles & Misc. Equip-
ment
A/C 640-970-000-985
- \$19,500.00 to Operating—Trucks
A/C 640-962-000-740
- 10,000.00 to Equipment—Trucks
A/C 640-962-000-933
- 1,000.00 to Equipment—Maint.
Sweepers
A/C 640-964-000-933
- 500.00 to Operating Supplies—
Equipment
A/C 640-968-000-740
- 700.00 to Operating Supplies—
Traffic
A/C 640-969-000-740
- 800.00 to Equipment Maint.—
Traffic
A/C 640-969-000-933

I hereby certify that this is a properly drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Approved:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
TERRY J. McKANE,
Ways and Means Committee.

Adopted by the following vote:

Unanimously.

By **WAYS AND MEANS COMMITTEE—**

Resolved by the City Council of the City of Lansing:

That the following transfers be made:

\$10,000.00 from Fund Balance—General
Fund
A/C 101-000-000-390

\$10,000.00 to Rehab.—Dodge Mansion
A/C 101-936-730-976

I hereby certify that this is a properly drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Approved:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
TERRY J. McKANE,
Ways and Means Committee.

Adopted by the following vote:

Unanimously.

Councilman Brenke returned to the session.

REMARKS BY THE MAYOR'S EXECUTIVE ASSISTANCE

Mr. Black spoke re: labor negotiations.

REMARKS BY THE CITY COUNCIL

By **COUNCILMAN BELEN—**

That this meeting stand adjourned.

Carried.

Council adjourned at 9:34 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

June 16, 1980

F/B

CITY CLERK'S OFFICE
Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE
U. S. POSTAGE
PAID
Permit No. 1461
Lansing, Michigan

459

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, June 23, 1980

CITY COUNCIL ROOMS

Lansing, Michigan

June 23, 1980

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Vice-President McKane.

Present: Councilmen Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Absent: Councilman Adado—1.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Belen.

Pledge of Allegiance was led by Councilman Lindemann.

By **COUNCILMAN BRENKE—**

That the Council Proceedings of May 19,

28 and June 2, 1980, be approved as printed.

Carried.

REVIEWING ASSESSMENT ROLLS NO. 279

This is the time set for hearing appeals on the special assessment roll for construction of Storm and Sanitary Sewer Construction on Rolfe St. from Miller Rd. to the north end of the street.

Mr. Fries, 6019 Rolfe Rd., spoke (882-1806 phone).

Doug Simons, 6063 Rolfe Rd., spoke.

This is the time set for hearing appeals on the special assessment roll for construction of Storm and Sanitary Sewer on Sidney St. from Reo Rd. to Jolly Rd.

Petition filed in objection to construction of sewer.

Steven Bos, 4926 Sidney St., spoke.

Roy Markey spoke.

This is the time set for hearing appeals on the special assessment roll for construction of Storm and Sanitary Sewer on East Cavanaugh Rd. from the outlet east of the railroad to Aurelius Rd.

Letter from Ethel Kline, 1624 E. Cavanaugh Rd., objecting and would like a visual inspection to determine possible reevaluation of this assessment based on actual benefit before roll is approved.

Deaniz Smith, 1400 E. Cavanaugh Rd., spoke opposing.

Referred to Committee on Physical Development.

**THE PUBLIC MAY NOW ADDRESS
THE CITY COUNCIL ON NON-AGENDA
ITEMS. YOU MAY SPEAK ONLY FOR
3 MINUTES ON ANY ONE ITEM.**

A representative from Dan E. Hankins' office, attorney for Lansing Independent Employees Union, spoke.

James Garrison spoke regarding employees negotiations.

COMMUNICATIONS AND PETITIONS

The following applications and bonds were filed for licenses:

RUBBISH HAULER—

G & M Sanitation, Inc., Philip C. Treadwell, Richard E. Bailey.

AUTO WRECKERS—

H. M. Hatch, Gerald A. Huckaba, Berry's Sunoco.

MECHANICAL AMUSEMENT DEVICE—

Art's Bar.

PEDDLERS—

Gay E. Powers, Vera Morrow, Ronald Fuson (Windsor Sales).

AMUSEMENT LICENSE—

Roller World Systems, Inc.(1).

PUBLIC DRIVERS—

Charles David Arntz, Michael George Leach.

Referred to Committee on General Services.

Summons filed in a Civil Action in the U.S. District Court by Ellistine Porter vs. City of Lansing, Richard Gleason (Chief of Police), and T. Clickner, Karen Woods,

Ronald Lyons, Donald P. Knechtel, Christine Alvarado, and David Castelein (Police Officers) in connection with arrest made on March 24, 1980.

Referred to Mayor, City Attorney.

Summons filed in Circuit Court by Steve Sulski vs. City of Lansing, Board of Plumbing of the City of Lansing in regard to the Board's refusal to let him take the drain layers examination.

Referred to Mayor, City Attorney.

Petition filed in Circuit Court in the matter of Treasurer of the City of Lansing for and in behalf of said city for striking certain personal property taxes from the tax roll.

Referred to Mayor.

Letter from Leo Goldstein, Attorney, relative 1980 assessment appeals covering property owned by Michigan National Bank—motions to amend pleadings to include 1980 assessment appeal and to transfer from small claims division to full tribunal.

Referred to Mayor, City Attorney.

Notice from Civic Center of accident of Carolyn Barany in regard to fall she had in main lobby.

Referred to Mayor, City Attorney.

Claim filed by Dale Spoor in regard to submitting a bill covering two galvanized garbage cans that were picked up by the city.

Referred to Mayor, City Attorney.

Petition filed for rezoning:

Z-24-80—

314 N. Walnut Street—Lot 9, Block 85, Original Plat, City of Lansing, Ingham County, Michigan, from "D" Apartment District to "D-1" Professional Office District.

Referred to Mayor, Planning Board.

Petition filed for the placement of additional lights in the alley located between Osband Avenue and Beal Street and Moores River Drive and Barnes Avenue.

Referred to Mayor, Board of Water and Light.

Request from Eileen Roger for special temporary outdoor license to sell beer during the Frandor Mall sidewalk sale—July 8, 9, 10, 11, 1980.

Referred to Mayor, Committee on General Services.

Request from Anne S. Edwards for permission to block Climax St. between Morgan and Parker Streets for a block party—June 28, 1980.

By COUNCILMAN GUNTHER—

That permission be granted for between the hours of 5 and 10 p.m. with approval of departments concerned.

Carried.

Roller World submits applications for amusement license to hold 6-teen disco dances on:

June 28, July 19, August 16, 1980 (Frاندor Shopping Area).

July 17, 31 and August 4, 1980 (S. Holmes Rd. at Logan St.).

By COUNCILMAN BRENKE—

That permission be granted for June 28th and the balance of the requested dates be referred to Committee on General Services.

Adopted by the following vote:

Yeas: Councilmen Belen, Brenke, Gunther, Lindemann, McKane, Worthington—6.

Nays: Councilman Blair—1.

Notice from Department of Natural Resources of application by Mr. Wayne McGee to alter the flood plain—Sycamore Creek by building a 3 Multi-Family Residences.

Received and placed on file.

Notice of Hearing from the Michigan Public Service Commission in the matter of the implementation of the CPA Rate Adjustment Plan as authorized by the Commission in its opinion and order dated April 1, 1980, Michigan Bell Telephone Company.

Received and placed on file.

State of Michigan—Department of Natural Resources submits flood plain permit for R. E. Olds Museum Association for construction of a ramp and brick entry in the Museum.

Received and placed on file.

Michigan Municipal League submits brochure inviting the council to attend the National League of Cities 1980 Congress of Cities and Exposition to be held in Atlanta, Georgia—November 29 through December 3, 1980.

Received and placed on file with copies to Mayor and each Councilman.

MAYOR'S EXECUTIVE ASSISTANT COMMENTS ON ANY ITEM ON THE AGENDA:

No comments.

THE PUBLIC MAW NOW ADDRESS
THE CITY COUNCIL ON ANY OF THE
FOLLOWING ITEMS LISTED ON THE
AGENDA: COMMUNICATIONS AND
PETITIONS, COMMITTEE REPORTS,
REPORTS OF CITY OFFICERS AND
BOARDS AND RESOLUTIONS. YOU
MAY SPEAK ONLY FOR 3 MINUTES
ON ANY ONE ITEM.

Resolution 4-d not on because it is covered under Transfer of Funds.

Mike Seward, Exec. Vice-President Chamber of Commerce, spoke re downtown promenade and assessment to businesses.

Robert Lundy, representing Michigan Organization for Human Rights, spoke and presented letter.

REPORT OF COMMITTEE

The COMMITTEE ON GENERAL SERVICES approves the following applications and bonds for licenses:

PUBLIC DRIVERS—

Charles David Arntz, Michael George Leach.

RUBBISH HAULER—

G & M Sanitation, Inc., Philip C. Treadwell, Richard E. Bailey.

AUTO WRECKERS—

H. M. Hatch, Gerald A. Huckaba, Berry's Sunoco.

MECHANICAL AMUSEMENT DEVICE—

Art's Bar.

PEDDLERS—

Gay E. Powers, Vera Morrow, Ronald Fuson (Windsor Sales).

AMUSEMENT LICENSE—

Roller World Systems, Inc. (1).

SECOND HAND DEALER—

Thomas A. Powers dba Tom's Used Furniture.

Signed:

WILLIAM A. BRENKE,
TERRY J. McKANE,
Committee on General
Services.

By COUNCILMAN BRENKE—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

June 13, 1980

Louis Adado, President, and
Members of the City Council

Re: Claim of Cheri Struble

Dear President Adado and
Council Members:

In 1977 Ms. Struble filed a claim against the City of Lansing seeking recovery for property damage and bodily injury allegedly caused by the City of Lansing. As the City of Lansing's liability insurance coverage was applicable to this incident, the City of Lansing referred the matter to Auto-Owners Insurance Company.

Based upon the facts surrounding the claim as well as upon lengthy settlement negotiations between representatives of the claimant and of Auto-Owners Insurance Company, Ms. Struble's claim has been settled for a cash payment of \$600.00. Because the City of Lansing's insurance policy has a \$1,000.00 deductible which is applicable to property damage and because it is impossible to differentiate in the settlement sum between amounts applicable to property damage and amounts applicable to personal injury suffered by Ms. Struble, Auto-Owners Insurance Company has proposed that the City of Lansing pay half of the agreed upon settlement on the basis that at least that amount represents repayment for property damage and Auto-Owners Insurance Company pay the other \$300.00 as being attributable to personal injury suffered by Ms. Struble.

Based upon examination of the file and facts applicable to this claim, it is the opinion of this office that the settlement proposal by Auto-Owners Insurance Company is reasonable and advantageous to the City of Lansing. It is therefore the recommendation of this office that the City of Lansing be authorized to settle this claim by payment of one half of the \$600.00 settlement to Auto-Owners.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN GUNTHER—

That we concur in the recommendation of the City Attorney as to the payment of settlement.

Carried.

June 19, 1980

President Adado and Members of
the City Council

City Hall

Lansing, Michigan 48933

Gentlemen:

Attached is a copy of a letter I received from Governor William G. Milliken approving charter amendment against fluoride in water supply which will be on the November 4, 1980 General Election Ballot.

Sincerely,

(MISS) THEO FULTON,
City Clerk.

Received and placed on file.

DATE: June 16, 1980

TO: Council President Louis Adado, Mayor
Graves and City Clerk Theo Fulton

FROM: Edward J. Piloske, Principal Internal Auditor

SUBJECT: Interim Monitoring Audit of the
current National Council on Alcoholism/
Lansing Regional Area, Inc. C.E.T.A.
Contract

In accordance with Section 3-402.3 of the City Charter, the Office of Internal Audit submits the following interim monitoring audit report of the National Council on Alcoholism/Lansing Regional Area, Inc. current FY 1979-80 C.E.T.A. Title II Contract subgranted by the City of Lansing.

Referred to Committee on Ways and Means.

June 19, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

This communication is to provide an up-

date on the pedestrian safety situation and handicapper access needs in the 300 block N. Washington Square.

After considerable time was spent reviewing previous crimes in this area, as indicated in my earlier communication on this subject, it was determined that the great majority of crimes were against property, not against individuals. The majority of crimes were for such things as petty larceny from automobiles, etc.

Further, a survey by the Parking Division determined that 162 of the 168 lights on the decks of the N. Capitol Avenue parking garage were properly working. Additionally, repairs have been made to all lighting in the starwells of the parking garage. The only area in which insufficient lighting exists is the alley between the garage and the Leonard building, as determined by a survey conducted by the Board of Water and Light. The Board has further recommended installation of sodium vapor lights on the east exterior wall of the parking garage to replace the existing decorative fixtures. By using Board personnel and existing wiring, it would cost approximately \$2,900 for this installation. Energy usage would be reduced by approximately \$50 per year. Because of the conversion of the Leonard building from a retail structure to office use, it is my feeling that the Leonard management should share in the responsibility for these improvements. In a meeting with my staff on Wednesday, June 18, the owner of the building indicated he was not willing to participate in this cost. I request your direction on whether these additional improvements should be made entirely at the cost of the City and in light of the report of crime against persons as determined by the Police Department. In the matter of handicapper access, research by the Michigan Department of Labor indicates that it is not possible to make the rear (west) entrance of the building barrier free, therefore, handicappers using the parking garage must travel to the Ionia Street sidewalk and around the corner to the Washington Square entrance to the building. The Public Service Department has estimated a cost of \$1,130 to relocate the existing handicapper ramps at Ionia Street to a location somewhat more convenient for wheelchair users. The Department does not recommend this relocation because it would be less safe for blind individuals walking on Ionia Street, in addition to the cost involved. I concur with the departmental recommendation that the handicapper ramp not be rebuilt.

A recommendation for handicapper parking spaces has been developed by staff and will be presented to the Traffic Board at its July meeting for the Board's recommendation which will be forwarded to you.

Sincerely,
GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

June 19, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

I was greatly dismayed last week when informed that Ingham County Prosecutor Peter Houk will not prosecute any further arrests for solicitation of acts of gross indecency. I believe this is purposeful negligence of the responsibilities of the prosecutor and is an unjust sanction of violation of state laws. I believe these state laws will be held up before Michigan's higher courts.

In particular, I have been informed that the Michigan Court of Appeals has upheld a conviction of a lower court for an individual charged with Attempting to Procure an Act of Gross Indecency in the case of the People of the State of Michigan versus Jeffrey Scott Masten, number 77-3463. The defendant contended that the statute was "unconstitutionally vague," insufficiently apprising potential offenders of the conduct that it proscribes. As long as this law is found valid by the courts, it is my intention that the Police Department shall enforce it.

The City Attorney advises me that the City's Code of Ordinances is insufficient to prosecute for violations of such acts. I have requested the City Attorney to prepare a draft ordinance which would provide the proper enforcement tool for which solicitation of acts of gross indecency could be prosecuted as a City offense. The attorney has responded to my request and attached is his proposed language for such an ordinance. The Attorney indicates that this ordinance would be a misdemeanor punishable by a maximum of 90 days imprisonment and/or a fine up to \$500 whereas violation of the state statutory provision is a felony punishable by imprisonment for not more than five years or a fine of not more than \$2,500.

I have made it quite clear that I do not feel citizens of Lansing should be subjected to unwanted solicitations for such acts. When the Lansing Police Department Flexi-Patrol was established to concentrate on the prostitution problem on Michigan Avenue, the Flexi-Patrol has not ignored other violations of state acts with which officers have been confronted. Actually, the officers assigned to the Flexi-Patrol become aware of the male homosexual soliciting problem quite by accident. The officers were attempting to maintain surveillance of known female prostitutes. During the surveillance the officers were being followed or approached by males attempting to find partners for acts of gross indecency. If the officers were being approached, they concluded that Lansing citizens were experiencing the same incidents. The situation has not been that of

entrapment to find people to arrest, the situation has been that officers were approached in a public area for these acts.

During the month of May, 1980, a total of 27 males were arrested for Solicitating, Accosting and Indecent Exposure. Of the total arrests 16 were directly related to the City-owned parking lot in the 500 block of E. Michigan Avenue. Since January 1, 1980, there have been 30 arrests of prostitutes and 24 arrests of men soliciting for prostitution by the Flexi-Patrol. In that same time, there have been 39 arrests of gays, the majority of the arrests during the month of May.

I recommend the attached ordinance to you as a matter of protecting Lansing citizens and providing the necessary enforcement tool for that protection.

Sincerely,

GERALD W. GRAVES,
Mayor.

By COUNCILMAN BLAIR—

This be received and placed on file.

Adopted by the following vote:

Yeas: Councilmen Belen, Blair, Brenke, Gunther, Lindemann—5.

Nays. Councilmen McKane, Worthington—2.

June 19, 1980

President Louis F. Adado and
Members of the Lansing City Council

City Hall

Lansing, Michigan 48933

Dear President Adado:

Subject: Capitol Commons
FHA Financing Commitment

I am pleased to inform you that the Grand Rapids FHA Insuring Office has issued a conditional commitment for the financing necessary to allow the construction of the Phase I low-rise rental units in Capitol Commons. A copy of the FHA commitment is transmitted herewith, for your information.

This commitment has enabled the project developer, EJS Housing Partnership, to purchase an end mortgage financing commitment from the Government National Mortgage Association (GNMA) under its Tandem 27 Program. This means that this portion of the development, which consists of 116 fair market rental units and 30 subsidized rental units, with a total estimated value of \$5,202,889, will be constructed with the mortgage interest rate being 7½%. EJS advises that a fall groundbreaking can be anticipated.

Other elements of Capitol Commons (senior citizens high-rise, condominiums, commercial center, etc.) are also proceeding to firm financing. I will keep you advised as these other financial commitments are finalized.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file with copy to Committee on Physical Development.

DATE: 6/19/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director
Re: P-7-80 Bradwell Park—Preliminary Plat

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 6/19/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director
Re: P-6-80 Sheraton Park No. 2—Preliminary Plat

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 6/19/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director
Re: P-1-80 Cloverland Subdivision—Final Plat

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 6/19/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director
Re: Z-20-80 800 Block West Holmes Road

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 6/19/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director
Re: Z-19-80 3135 N. Turner St.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 6/19/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director
Re: Z-18-80 311 Seymour St.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 6/19/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director
Re: Z-13-80 Northwest Corner Miller/

Pleasant Grove Roads, 2610 and 2710
Miller Road

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 6/19/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Planning Director
Re: Response to State Journal Newspaper Editorial regarding property at 300 Ferguson St.

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Received and Placed on file.

DATE: 6/19/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Deputy Director of Redevelopment Re: Sale of Vacant Lot—1317 W. Lenawee St. (NDA No. 1) (Resolution attached)

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 6/19/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director
Re: Neighborhood Housing Improvement Guidelines and Community Development Financial Services for Neighborhood Development Area No. 4

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 6/19/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director
Re: ACT-19-80 4228 Bristol

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 6/19/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director
Re: ACT-14-80—Acquisition of a parcel of excess Highway Department property located adjacent to and north of 621 E. Hazel Street

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 6/19/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director
Re: ACT-12-80 property owners to split the existing right-of-way property at end of Barker St.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 6/19/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Director of Building Safety and Development Re: Revisions of Housing Code

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Properties and Safety.

DATE: 6/19/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Administrative Assistant Re: Request for Street Closing—July 4, 1980—noon to 10:00 p.m. Fairfax Road (intersections of Fairfax and Victor and Fairfax and Loraine)

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Properties and Safety.

DATE: 6/19/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Personnel Director
Re: Contract Negotiations Update

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

June 20, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

Attached please find a communication regarding action of the Parks Board regarding a request of the Lansing Automobile Dealers Association for a car show and sale in Riverfront Park. The request was made by The State Journal for a three day event from July 17-19, 1980.

The Parks Board has referenced a provision in the Code of Ordinances prohibiting such sales, and the Board is concerned

about any action which would set a precedent to the contrary.

I cannot concur with the recommendation of the Park Board. It is my recommendation that City Council review and revise the ordinance, as necessary, to accommodate such events of benefit to the community on a very limited basis and with approval to be cleared by the City Council. In this instance, I would request that City Council recognize the importance of the automobile industry and auto sales to this community and the importance of the City to support this industry in any reasonable request. It is essential to our City that this City government does its part to turn around the present economic decline.

At the same time, I must respect the request of the Parks Board for their members to discuss this matter with you before the appropriate committee.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Properties and Safety.

RESOLUTIONS

By WAYS AND MEANS COMMITTEE—

Resolved by the City Council of the City of Lansing:

That the City of Lansing renew general liability and vehicle insurance policy with Auto-Owners Insurance Company (Hacker, King, Sherry Agents) effective July 1, 1980, for the one year period ending June 30, 1981.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Now, Therefore, Be It Resolved that the attached Cooperation Agreement between the City of Lansing and the City of East Lansing be approved.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, it is necessary to hold a public hearing on the proposed establishment of a Lansing Commercial Redevelopment District CRD-11-80, Spadafore Distributing Company, 919 Filley Street, more particularly described as:

All that part of Lots 5, 6, 7, 8, 9 and part of vacated John Street of Scott's Subdivision of part of Section 5, Town 4 North, Range 2 West, City of Lansing, Ingham County, Michigan, described as follows: Commencing at the point of intersection of the East line of Section 5 and the South line of Filley Street, said point being 382 feet South of the East $\frac{1}{4}$ post of said Section, thence North 59°46' West 128.04 feet along the South line of Filley Street to a point for a place of beginning, thence continuing North 59°46' West 544.31 feet along the South line of Filley Street, thence South 35°44' West 209.15 feet, thence South 54°01' East 542.95 feet, thence North 35°29' East 263.72 feet to the place of beginning.

Now, Therefore, Be It Resolved that the City Clerk give at least ten (10) days notice of a public hearing when all persons interested may attend and make any objections they may have to such proposed district; and

Be It Further Resolved that such hearing be held at the Council Chambers in the City Hall on the 15th day of July, 1980 at 7:00 p.m.; and that notice of such hearing be published in a publication of general circulation in said city.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council has established a Lansing Commercial Redevelopment District CRD-5-79 in the City of Lansing, pursuant to Act 255, 1978, and

Whereas, Quality Dairy Company has submitted an application for a Commercial Facility Exemption Certificate in said Commercial Redevelopment District CRD-5-79, and

Whereas, a hearing was held on Quality Dairy Company's application for an exemption certificate on September 4, 1979, at which time all interested persons had an opportunity to be heard, and

Whereas, Quality Dairy Company has met the requirements for said exemption certificate as required in Public Act 255, and

Whereas, this Council finds that the granting of this exemption certificate, con-

sidered together with the aggregate amount of Industrial Facilities and Commercial Redevelopment Exemption Certificates previously granted and currently in force shall not have the effect of substantially impeding the operation of the City of Lansing nor impairing the financial soundness of taxing units levying ad valorem property taxes in the City of Lansing; see memorandum of the Finance Director dated June 19, 1980, attached hereto;

Now, Therefore, Be It Resolved that the Council of the City of Lansing approve the application from Quality Dairy Company for an exemption certificate in Lansing Commercial Redevelopment District CRD-5-79 and shall remain in effect for a period of 12 years.

Adopted by the following vote:

Yeas: Councilmen Belen, Brenke, Gunther, Lindemann, McKane, Worthington—6.

Nays: Councilman Blair—1.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, there exists in the City of Lansing the need for certain programs to alleviate and prevent conditions of unemployment, to assist and retain local industries and commercial enterprises in order to strengthen and revitalize Lansing's economy and to encourage the location and expansion of commercial enterprises to provide needed services and facilities to the City and its residents; and

Whereas, projects to alleviate the aforesaid conditions and accomplish said purposes are being initiated by the Economic Development Corporation of the City of Lansing; and

Whereas, the Economic Development Corporation, in conformity with Act 338 of the Public Acts of 1974, as amended, has by resolution dated May 7, 1980, designated to this Council a project area for the "Bauch Building renovation" project, legally described as:

200 N. Washington Square—North
100 feet of the East 30 feet of Lot 11
and 12, Block No. 115, original plat,
City of Lansing, Ingham County,
Michigan.

Whereas, the Lansing Economic Development Corporation has requested this Council to certify the project area described above and to establish a project district area; and

Whereas, this Council must also determine the necessity of establishing a project citizens district council for the "Bauch Building renovation" project;

Now, Therefore, Be It Resolved that pursuant to Section 8 and Section 12 of Act 338 of 1974, as amended, the Lansing City Council certifies the designation of the project area for the "Bauch Building renovation" described above; and

Be It Further Resolved that a project district area be established coterminous to and having the same boundaries as the project area described above; and

Be It Finally Resolved that this Council finds that it is not necessary to establish a project citizens district council for this "Bauch Building renovation" Economic Development Corporation Project.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, there exists in the City of Lansing the need for certain programs to alleviate and prevent conditions of unemployment, to assist and retain local industries and commercial enterprises in order to strengthen and revitalize Lansing's economy and to encourage the location and expansion of commercial enterprises to provide needed services and facilities to the City and its residents; and

Whereas, projects to alleviate the aforesaid conditions and accomplish said purposes are being initiated by the Economic Development Corporation of the City of Lansing; and

Whereas, the Economic Development Corporation, in conformity with Act 338 of the Public Acts of 1974, as amended, has by resolution dated May 7, 1980, designated to this Council a project area for the "Michigan Association of Counties office project," to be located at the northwest corner of Walnut and St. Joseph Streets, legally described as:

Lots 9, 12, and 13 of Longyear's subdivision of the north 2/3 of the east 1/4 Block 161, City of Lansing, Ingham County, Michigan, according to the recorded plat thereof, and South 15.4 feet of Lot No. 3 and all of Lot No. 4 of Block 161 in said City of Lansing, Ingham County, Michigan.

Whereas, the Lansing Economic Development Corporation has requested this Council to certify the project area described above and to establish a project district area; and

Whereas, this Council must also determine the necessity of establishing a project citizens district council for the "Michigan Association of Counties office project";

Now, Therefore, Be It Resolved that pursuant to Section 8 and Section 12 of Act 338 of 1974, as amended, the Lansing City Council certifies the designation of the project area for the "Michigan Association of Counties office project" described above; and

Be It Further Resolved that a project district area be established in accordance with the following description:

The entire Block 161, original plat, City of Lansing, including in its entirety Longyear's Subdivision of the north 2/3 of the east 1/4 Block 161, in said City of Lansing, Ingham County, Michigan.

Be It Finally Resolved that a project citizens district council be established for the "Michigan Association of Counties office project" as an advisory body to the Economic Development Corporation, the Planning Board and this Council regarding the preparation of a project plan for this project.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the appointment of Mr. Don Simmons to the Waterfront Development Board for a term to expire June 30, 1984, is hereby approved.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, a Memorandum of Understanding between the City of Lansing and the Downtown Business Council of the Lansing Regional Chamber of Commerce has been approved; and

Whereas, the approved Memorandum of Understanding proposes that two (2) special assessment districts be created in the downtown area; and

Whereas, the approved Memorandum of Understanding proposes that one special assessment district be defined by the following boundaries: Shiawassee Street to the north, easterly edge of the property fronting Grand Avenue on the east, Michigan Avenue to the south, and Capitol Avenue to the west; and

Whereas, it is proposed in the approved Memorandum of Understanding that within the above defined special assessment district the City of Lansing will be responsible for maintaining the shrubbery, plants, trees, curbs, fountains, masonry works, and necessary mowing, and the special assessment properties will be responsible for sweeping and snow removal for the Mall area and sidewalks and the public promotion (Spiffy Specialists) employees; and

Whereas, the approved Memorandum of Understanding proposed that the second special assessment district be defined by the following boundaries: Michigan Avenue to the north, the easterly edges of the property fronting Grand Avenue on the east, Lenawee Street on the south, and Capitol Avenue to the west; and

Whereas, it is proposed in the approved Memorandum of Understanding that within the above defined special assessment district the City of Lansing is responsible for maintaining the berms, and the special assessment properties shall be responsible for sweeping and removing snow from the sidewalks and providing public promotion (Spiffy Specialties) employees; and

Whereas, the performance of the above described responsibilities by the City of Lansing are of such a nature as to constitute public improvement and benefit especially property or properties within the two (2) special assessment districts; and

Whereas, the approved Memorandum of Understanding proposes that no more or less than fifty (50%) percent of the total contract expenses in providing the above described public improvements shall be the responsibility of the owners and/or occupiers of property within the two (2) special assessment districts; Now, Therefore, Be It

Resolved, that two (2) special assessment districts be created in the downtown area; and

Be It Further Resolved that the boundaries of one special assessment district be defined as: Shiawassee Street to the north, easterly edge of the property fronting Grand Avenue on the east, Michigan Avenue to the south, and Capitol Avenue to the west; and

Be It Further Resolved that within the above defined special assessment district the City of Lansing will be responsible for maintaining the shrubbery, plants, trees, curbs, fountains and masonry works, and the special assessment properties will be responsible for sweeping and snow removal for the Mall area and sidewalks and providing the public promotion (Spiffy Specialists) employees; and

Be It Further Resolved that the boundaries of the second special assessment district be defined as: Michigan Avenue to the north, the easterly edge of the property fronting Grand Avenue on the east, Lenawee Street to the south, and Capitol Avenue to the west; and

Be It Further Resolved that within the second above defined special assessment district the City of Lansing will be responsible for maintaining the berms, and the special assessment properties will be responsible for sweeping and removing snow from the sidewalks and providing the public promotion (Spiffy Specialists) employees; and

Be It Further Resolved that the performance of the above described responsibilities are of such a nature as to benefit especially the property or properties within the above defined two (2) special assessment districts; and

Be It Further Resolved that no more or less than fifty (50%) percent of the total contract expenses in performing the above described public improvements shall be defrayed by an assessment upon the owners or occupants of the property within the above described two (2) special assessment districts; and

Be It Finally Resolved that the Mayor determine the estimated expense of performing the above described public improvements and make an assessment according to the amount of expenses and on the basis of front footage upon all lands within the special assessment district in proportion or, nearly as may be, to the benefit which each shall be deemed to acquire by the making of such public improvements and that an assessment roll be made out, subscribed and returned to City Council.

By COUNCILMAN WORTHINGTON—

That the resolution be amended as follows:

1. In the 4th Whereas, last line, after the word "employees;" add the words, "planting and maintenance of planter tubs and maintenance of kiosks; and"
2. In the 6th Whereas, last line, after the word "employees;" add the words, "planting and maintenance of planter tubs and maintenance of kiosks; and"
3. In the 7th Whereas, fourth line, strike the last word; "and" and add the words, "now therefore be it"
4. Strike the eighth (8th) Whereas entirely.
5. In the 3rd resolved clause, last line, after the word "employees;" add the words "planting and maintenance of planter tubs and maintenance of Kiosks; and,"
6. In the 5th resolved clause, last line, after the word "employees;" add the words "planting and maintenance of planter tubs and maintenance of kiosks; and,"
7. Strike the entire 7th Resolved clause and replace with, "Be It Further Re-

solved that all amendatory changes in this resolution be reflected in the memorandum of understanding, and"

Carried.

The resolution as amended was adopted by the following vote:

Yeas: Councilmen Belen, Brenke, Gunther, Lindemann, McKane, Worthington—6.

Nays: Councilman Blair—1.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, a Memorandum of Understanding between the City of Lansing and the Downtown Business Council of the Lansing Regional Chamber of Commerce has been drafted; and

Whereas, the City Council of the City of Lansing has had an opportunity to review the Memorandum of Understanding between the City of Lansing and the Downtown Business Council of the Lansing Regional Chamber of Commerce and the Committee on Public Properties and Safety recommends its approval; and

Whereas, the Memorandum of Understanding between the City of Lansing and the Downtown Business Council of the Lansing Regional Chamber of Commerce provides, inter alia, a program of interim maintenance and Mall security and an agreement to implement a system of free parking on the South Washington Mall by a date no later than July 1, 1981; and

Whereas, the City Council of the City of Lansing in Council Proceedings dated May 21, 1979, adopted a Fiscal Year 1979-1980 Budget and contained in said Budget it was resolved that the Two Hundred and Fifty Thousand Dollars (\$250,000.00) budgeted for the South Washington Mall not be spent until City Council adopted an assessment program for the South Washington Mall which includes assessing to provide free parking in the Central Business District for a stipulated number of hours and one or more of the following: Institutional Advertising; Mall Maintenance; and/or Mall Security; Now, Therefore, Be It

Resolved, that the Council of the City of Lansing approve the Memorandum of Understanding between the City of Lansing and the Downtown Business Council of the Lansing Regional Chamber of Commerce; and

Be It Further Resolved that the portion of the May 21, 1979 resolution regarding the restrictions of Two Hundred Fifty Thousand Dollars (\$250,000.00) budgeted for the South Washington Mall be rescinded; and

Be It Finally Resolved that upon the approval of the Memorandum of Understanding between the City of Lansing and the Downtown Business Council of the Lansing Regional Chamber of Commerce that the Two Hundred Fifty Thousand Dollars (\$250,000.00) budgeted for the South Washington Mall be released to be available for expenditure for the construction of the 100 Block of South Washington Mall.

Adopted by the following vote:

Yeas: Councilmen Belen, Brenke, Gunther, Lindemann, McKane, Worthington—6.

Nays: Councilman Blair—1.

By PUBLIC PROPERTIES AND SAFETY COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, the Traffic Board has recommended the installation of four 2-hour parking meters on the east side of Depot Street north of Michigan Avenue to alleviate the shortage of short-term parking spaces in this area;

Now, Therefore, Be It Resolved the Lansing City Council hereby concurs in the Traffic Board recommendation, and authorizes "TWO HOUR METERED PARKING, 8:00 A.M.-6:00 P.M." on the east side of Depot Street from 67 feet north of Michigan Avenue to 147 feet north of Michigan Avenue.

Adopted by the following vote:

Unanimously.

By PUBLIC PROPERTY AND SAFETY COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, a voter-approved exchange of property involving a portion of the City's Gier Park and a privately-owned parcel adjacent to Tecumseh Park cannot be accomplished due to restrictions on a well site located on the Gier property; and

Whereas, subsequent negotiations have produced a tentative agreement; and

Whereas, this agreement includes City park property not originally authorized for disposal by the electorate, thereby necessitating an additional ballot issue to obtain such authorization;

Now, Therefore, Be It Resolved, the Lansing City Council hereby authorizes the Administration to prepare the wording of the ballot issue so that the disposal of this additional park property may be decided in the next general election.

By COUNCILMAN BELEN—

That the resolution be amended to include "that this be referred to the City Attorney for a resolution as to the proper ballot wording."

Carried.

The resolution as amended was adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the request by Mrs. Louis Newhouse to block off the 2600-2700 blocks of Fairfax Road for a block party on Friday, July 4, 1980, is hereby approved.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the request of Ms. Patricia Sue Biergens to block off the 1700 block of Develan from Smith Avenue to Barnes Avenue on Saturday, June 28, 1980, from 5:00-10:00 p.m. is hereby approved.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the State of Michigan has placed a "No Turn on Red" restriction for the westbound to southbound left turn at East Michigan Avenue and Howard Street; and

Now, Therefore, Be It Resolved the Lansing City Council hereby adopts the Traffic Board recommendation to establish a "No Turn on Red" restriction for the westbound to the southbound left turn at East Michigan Avenue and Howard Street.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City
of Lansing:

Whereas, In consideration of the rezoning
at 1321 W. Holmes Road (Z-13-773 the City
of Lansing agreed that the City would in-
stall a pedestrian-activated stoplight for
the Somerset senior citizens project, and

Whereas, The temporary barriers which
were provided for pedestrian refuge on
West Holmes Road has proven insufficient
for proper safety in crossing the road, and

Whereas, Construction of this project at
this location was predicated on safe and
convenient access to the nearby shopping
facilities, and

Whereas, The Traffic Board has subse-
quently recommended again the pedestrian
light and recommended utilization of a
shuttle bus service to the shopping center,
and that recommendation has been con-
sidered by the Lansing City Council,

Now, Therefore, Be It Resolved, That the
City Council reaffirm its earlier position
that the City shall install a pedestrian-
activated light on West Holmes Road, and

Be It Further Resolved, That the instal-
lation of this light proceed as quickly as
possible to provide for the safety of
Somerset residents crossing West Holmes
Road.

Adopted by the following vote:

Unanimously.

By WAYS AND MEANS COMMITTEE—

Resolved by the City Council of the City
of Lansing:

That the following transfers be made:

\$ 1,000.00 from Operating Supplies—
Purchasing
A/C 101-233-000-740

\$ 1,000.00 to Misc. and Operating
Expenses
A/C 101-233-000-741

\$ 1,500.00 from Radio Maintenance—
Equipment
A/C 101-325-000-977

\$ 1,500.00 to Flexi-Patrol Overtime—
Police
A/S 101-316-002-709

\$ 3,708.00 from Salaries & Longevity
A/C 101-441-000-702

275.00 from Equipment—Flood Control
A/C 101-445-017-933

\$ 3,708.00 to Wages—Letters of
Intent
A/C 101-441-000-706

275.00 to Utilities—Flood Control—P.S.
A/C 101-445-017-920

\$22,690.00 from Reserve for Contingency
A/C 101-941-000-963

1980-81 Fiscal Year Transfer

\$14,200.00 to Mall Maintenance—
Wages, Hourly
A/C 101-718-101-706

1,390.00 to Mall Maintenance—
Hourly Overtime
101-718-101-709

2,100.00 to Mall Maintenance—
Operating Supplies
A/C 101-718-101-740

5,000.00 to Mall Maintenance—
Utilities—Parks
A/C 101-718-101-920

\$ 4,000.00 from Wages—Street Cleaning
A/C 202-466-000-706

1,629.00 from Fringe Benefits
A/C 202-466-000-715

10,000.00 from Equipment Rental
A/C 202-466-000-943

3,000.00 from Wages—Bridge Mainte-
nance
A/C 202-473-000-706

1,222.00 from Fringe Benefits
A/C 202-473-000-715

\$ 5,000.00 to Wages—Surface Maint.
A/C 202-464-000-706

2,086.00 to Fringe Benefits
A/C 202-464-000-715

10,000.00 to Equipment Rental
A/C 202-464-000-943

2,000.00 to Wages—Utility Pave-
ment Cuts
A/C 202-470-000-706

815.00 to Fringe Benefits—
P. S. Dept.
A/C 202-470-000-715

\$ 1,000.00 from Wages—Street Cleaning
A/C 203-466-000-706

407.00 from Fringe Benefits
A/C 203-466-000-715

5,000.00 from Equipment Rental
A/C 203-466-000-943

3,000.00 from Wages—Unpaved Streets
A/C 203-468-000-706

1,222.00 from Fringe Benefits
A/C 203-468-000-715

5,000.00 from Materials
A/C 203-468-000-782

2,000.00 from Equipment Rental
A/C 203-468-000-943

\$10,000.00 to Wages—Surface Maintenance
AC 203-464-000-706

4,125.00 to Fringe Benefits
A/C 203-464-000-715

500.00 to Wages—Dust Prevention
A/C 203-468-100-706

204.00 to Fringe Benefits
A/C 203-468-100-715

800.00 to Equipment Rental
A/C 203-468-100-943

2,000.00 to Equipment Rental—
Utility Cuts—P. S. Dept.
A/C 203-470-000-943

I hereby certify that this is a properly drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Approved:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
TERRY J. McKANE,
Ways and Means Committee.

Adopted by the following vote:

Unanimously.

INTRODUCTION OF ORDINANCE

The following ordinance of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by adding a new Section 36-1164 to provide for an amendment to the Physical Development Plan for NDA No. 3 within the City of Lansing to include the acquisition of 2 structures located at 811 North Street and 1417 N. Ballard Street, was introduced by Councilman Worthington, read a first and

second time by its title and referred to the Committee on Physical Development.

By COUNCILMAN BRENKE—

Resolved by the City Council of the City of Lansing:

That Councilman Adado be excused from the session.

Carried.

REMARKS BY THE MAYOR'S EXECUTIVE ASSISTANT

No remarks.

REMARKS BY THE CITY COUNCIL

Councilman Gunther presented the City of Lansing a Certificate of Appreciation for their help in Mentally Retarded Tootsie Roll Drive. This was presented by F. Joseph Kelly, Jr., Grand Knight of the Richard Council No. 788 of K. of C.

By COUNCILMAN BELEN—

That this meeting stand adjourned.

Carried.

Council adjourned at 9:00 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

June 23, 1980

F/B

CITY CLERK'S OFFICE
Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE
U. S. POSTAGE
PAID
Permit No. 1461
Lansing, Michigan

475

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, June 30, 1980

CITY COUNCIL ROOMS

Lansing, Michigan

June 30, 1980

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by President Adado.

Present: Councilmen Adado, Belen, Blair, Brenke, Lindemann, McKane, Worthington—7.

Absent: Councilman Gunther—1.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Belen.

Pledge of Allegiance was led by Councilman Belen.

PUBLIC HEARING

June 30, 1980 at 7:00 o'clock being the time set as the time for holding a hearing

on the proposed establishment of a Lansing Commercial Redevelopment District CRD-7-80 for Duncan Investment Company, 530 S. Pine Street.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed district he had the privilege of speaking at this time.

Referred to Committee on Economic Development.

PUBLIC HEARING

June 30, 1980 at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed establishment of a Lansing Commercial Redevelopment District CRD-10-80 for Samuel D. Ingham Building Company, 116 West Ottawa Street.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed district he had the privilege of speaking at this time.

Referred to Committee on Economic Development.

PUBLIC HEARING

June 30, 1980 at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed establishment of a Lansing Commercial Redevelopment District CRD-6-80 for Anthony F. Nosal, Sr. West Holmes Road frontage commencing 184 feet west of the center line of Pleasant Grove Road.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed district he had the privilege of speaking at this time.

Stephen St. Amant, 6810 S. Cedar, spoke for Mr. Nosal.

Referred to Committee on Economic Development.

PUBLIC HEARING

June 30, 1980 at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed amendment to Chapter 36 — Article XIV of the Code of Ordinances of the City of Lansing by adding a new section to be numbered Section 36 for the purpose of acquisition of properties at 811 North Street and 1417 N. Ballard Street.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment he had the privilege of speaking at this time.

Referred to Committee on Physical Development.

PUBLIC HEARING, NDA NO. 3 PLAN AMENDMENT

City Council Chambers

10th Floor, City Hall

Monday, June 30, 1980, 7:00 p.m.

City Clerk Fulton: This is the time set for the public hearing on the proposed amendment to the physical development plan for the Northside Neighborhood Development Area No. 3. This hearing is to consider an amendment prepared pursuant to the requirements of Michigan Act 344 of the Public Acts of 1945 as amended.

President Adado: The Clerk will read.

City Clerk Fulton: The proposed amendment contains provisions for the acquisition of the two residential structures in NDA No. 3 at 811 E. North St. and 1417 N. Ballard.

President Adado: James Foulds, Lansing Planning Department, will now proceed with the introduction of the exhibits.

James Foulds: President Adado, members of City Council, ladies and gentlemen, this public hearing is being held in accordance with Michigan Act 344 of the Public Acts of 1945, as amended, an act known as the Blighted Areas Act. For the purpose of the record, I would like to introduce seven exhibits regarding the background of this property and activities that have occurred in preparation for this hearing.

(It is not necessary to read each of the exhibits but their description follows:)

Exhibit No. 1 is a certified copy of an excerpt from Citizens' District Council No. 3 minutes of January 10, 1980 in which the members tentatively approved the acquisition of the properties at 811 E. North St. and 1417 N. Ballard.

Exhibit No. 2 is a certified copy of an excerpt of the Planning Board's minutes of April 15, 1980 in which the members tentatively approve the acquisition of the properties at 811 E. North St. and 1417 N. Ballard.

Exhibit No. 3 is background information on the proposed acquisition properties, 811 E. North and 1417 N. Ballard, in Neighborhood Development Area No. 3.

Exhibit No. 4 is a copy of the Resolution of the City Council setting June 30, 1980, as the date of the Public Hearing to consider the proposed plan amendment.

Exhibit No. 5 is a certified copy of the notice of Public Hearing that was published in the Lansing State Journal on June 1, 1980.

Exhibit No. 6 is an affidavit affirming that notice of the Public Hearing was mailed to residents and property owners in the district and development areas of Neighborhood Development Area No. 3 on June 16, 1980.

Exhibit No. 7 is an affidavit affirming that notice of the Public Hearing was distributed door-to-door to the residents in the district and development areas of Neighborhood Development Area No. 3 on June 20 and June 23, 1980.

The structures at 811 E. North St. and 1417 N. Ballard are in dire need of repairs. A cost estimates study for the repair of both houses was undertaken and it was determined that the cost of repair was considerably more than the estimated market values. Therefore it is recommended that the properties be acquired and the structures demolished.

President Adado: Anyone in the audience who would like to comment on the proposed acquisition of the properties at 811 E. North St. and 1417 N. Ballard in Neighbor-

hood Development Area No. 3 and the demolition of the structures on these properties please step to the microphone. State your name, address, and comments, keeping in mind that there may be other people who would like to be heard.

No public comment on NDA No. 3 Plan Amendment.

President Adado: If there are no further comments, then the Planning Department is directed by the Chair to forward this Amendment to the Northside Neighborhood Development Area No. 3 Plan to Citizens' District Council No. 3 for that group's review pursuant to Public Act 344, the District Council's action must be completed during the 10 day period ending on July 10, 1980.

Referred to Committee on Physical Development.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON NON-AGENDA ITEMS; YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

No person spoke.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

MECHANICAL DEVICE —

Corey's Lounge, Buck and Mary's Grill, Capitol City Amusement.

SIGN ERECTOR —

Huron Advertising Co., Inc., Mikes Signs, Midwest Sign Co.

CHARITABLE SOLICITATION —

Ingham County Probate Court.

CABARET —

Green Door, Shannon's Saloon.

AUTO WRECKER —

Bartlett Shell Service.

RUBBISH HAULER —

Henry Watts.

Referred to Committee on General Services.

Summons filed in District Court 54A by Mike Varnesdeed vs City of Lansing and certain Police Officers in connection with arrest.

Referred to Mayor, City Attorney.

Summons filed in Circuit Court by Bennie Pittman vs Ronald Lee Kruger and City of Lansing in regard to accident with city vehicle.

Referred to Mayor, City Attorney.

Claim filed in 54A District Court by Randy Lee Slocum vs 54A District Court and City of Lansing in regard to bail bond.

Referred to Mayor, City Attorney.

Claim filed by Gloria Sigourney in regard to damage to her automobile due to hitting a pot hole.

Referred to Mayor, City Attorney.

Petition filed in review of final decision of property tax assessment before the State of Michigan in the Michigan Tax Tribunal by:

Brookshires Limited Partnership

Altman Development Co.

Referred to Mayor, City Attorney.

Petition filed for permanent placement of additional lights in the alleys located between Todd Ave. and Davis Ave. connecting with alley from Mt. Hope Avenue.

Referred to Mayor, Board of Water and Light.

Request from Hobie's Inc. for permission to set up a lemonade stand during sidewalk sale days in downtown Lansing, July 10, 11, 12, 1980 at N.E. corner of Washington Avenue and Allegan Streets.

By COUNCILMAN LINDEMANN—

That permission be granted on said request.

Carried.

Request from the Friends of Lee Crum for a special 24-hour liquor permit for August 22, 1980 at the Michigan National Guard Armory.

Referred to Mayor, Committee on General Services.

Request from James Burdette for the closing off of the 300 block of Mason St. on July 12, 1980 for a birthday party.

Referred to Mayor, Committee on Public Property and Safety.

Letters from Dick Holmes for the Friends of the Rivers relative:

Trash reservoir on the river in back of 220 Reo Avenue.

"Give the Grand a Hand" clean up project to be held the 3rd week of August.

Referred to Mayor.

Request from Bill Castellani of Castellani's Market—2003 East Michigan Avenue to use portion of sidewalk in front of his business as a sidewalk cafe.

Referred to Mayor, Committee on Public Property and Safety.

Walter Neller Enterprises, Inc., files preliminary plat for Westbrook Park No. 2.

Referred to Mayor, Planning Board.

Petition filed by concerned residents in the Potter Park area of the problem that exists at Potter Park, i.e. (Traffic congestion, unruly crowds, noise and other pollution).

Referred to Mayor.

Letter from the Plaza Hotel in regard to changes that have been made at the Hotel.

Received and placed on file.

Letter from the Grand Trunk Western Railroad Co. in regard to license agreement with Board of Water and Light to cover an existing twelve inch water main under tracks and property at Logan St.

Referred to Mayor.

Department of Natural Resources—State of Michigan submits an application for a flood plain permit for Charles Featherly Construction Co. for a Commercial Building Addition.

Received and placed on file.

MAYOR'S EXECUTIVE ASSISTANT COMMENTS ON ANY ITEM ON THE AGENDA:

No comment.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF

THE FOLLOWING ITEMS LISTED ON THE AGENDA: COMMUNICA- TIONS AND PETITIONS, COMMIT- TEE REPORTS, REPORTS OF CITY OFFICERS AND BOARDS, AND RES- OLUTIONS. YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

Harold Crowe, 1504 Lindbergh Dr., spoke and read letter from concerned residents in Potter Park area re: problems that exist at Potter Park.

Shirley Slicker, 1800 Lindbergh Dr., spoke.

REPORTS OF COMMITTEES

The COMMITTEE ON GENERAL SERVICES approves the following applications and bonds for licenses:

MECHANICAL DEVICE —

Corey's Lounge, Buck and Mary's Grill, Capitol City Amusement.

SIGN ERECTOR —

Huron Advertising Co., Inc., Mikes Signs, Midwest Sign Co.

CHARITABLE SOLICITATION —

Ingham County Probate Court.

CABARET —

Green Door, Shannon's Saloon.

AUTO WRECKER —

Bartlett Shell Service.

RUBBISH HAULER —

Henry Watts.

Signed:

**WILLIAM A. BRENKE,
TERRY J. MCKANE,
LOUIS F. ADADO,
Committee on General Services.**

By COUNCILMAN BRENKE—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON GENERAL SERVICES, to whom was referred the request of Mustang Inc. for the transfer of location of 1979 Class "C" license with dance permit from 1213-1215 N. Turner St. to 601 East Saginaw St., reports as follows:

That said request be approved having re-

ceived the signatures of all the required departments, this is for location only.

Signed:

WILLIAM A. BRENKE,
TERRY J. McKANE,
LOUIS F. ADADO,
Committee on General Services.

By COUNCILMAN BRENKE—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PUBLIC PROPERTY AND SAFETY, to whom was referred the offer for sale of property at 4728 Bristol Road (ACT-19-80), reports as follows:

Since there are no public uses projected for subject property, the committee recommends that the Council concur with the Mayor and Planning Board by declining the offer to sell this property to the City.

Signed:

PAT LINDEMANN,
SIDNEY P. WORTHINGTON,
JAMES D. BLAIR,
Committee on Public Properties and Safety.

By COUNCILMAN LINDEMANN—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PUBLIC PROPERTY AND SAFETY, to whom was referred the ordinance of the City of Lansing providing that the Code of Ordinances be amended by repealing of Section 30-9 of Chapter 30 in its entirety for the purpose of deregulating the fares of taxicab services, reports as follows:

That said ordinance be passed.

Signed:

PAT LINDEMANN,
SIDNEY P. WORTHINGTON,
JAMES D. BLAIR,
Committee on Public Property and Safety.

By COUNCILMAN LINDEMANN—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PUBLIC PROPERTY AND SAFETY, to whom was referred the ordinance of the City of Lansing providing that the Code of Ordinances be amended by adding a new sub-section to be numbered (9) to Chapter 30, Section 30-16 prohibiting engaging the services of a taxicab without paying for the service, reports as follows:

That said ordinance be passed.

Signed:

PAT LINDEMANN,
SIDNEY P. WORTHINGTON,
JAMES D. BLAIR,
Committee on Public Property and Safety.

By COUNCILMAN LINDEMANN—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON WAYS & MEANS, to whom was referred the letter from the City Controller requesting release of Financial Security, Delaware Park No. 4, reports as follows:

The \$1,472.00 in financial security may be released pursuant to Section 37-25(1) of Chapter 37 of the Code of Ordinance of the City of Lansing. The City will retain \$45,488.00 in financial security to cover public improvements not yet completed.

Signed:

WILLIAM A. BRENKE,
TERRY J. McKANE,
Committee on Ways and Means.

By COUNCILMAN McKANE—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON WAYS & MEANS, to whom was referred the request of the Administrative Services, Parks and Recreation and Public Service departments that they be permitted to jointly fund, from monies already appropriated in their respective budgets for FY 1980-81, acquisition of vehicle maintenance management services from MAINSTEM Corporation of Princeton, N. J., reports as follows:

That the proposed system offers the City an excellent opportunity to reduce fleet maintenance and operating costs in all City garages at a time when those costs are rapidly escalating. That the need to take immediate cost saving action in this area

makes it highly desirable to begin the service at the outset of the new fiscal year, to assure capture of all helpful information. That the Public Service, Parks and Recreation, and Administrative Services Departments be given authorization to jointly fund the proposed agreement with MAIN-STEM Corporation from existing appropriations for fleet maintenance and operation during the FY 1980-81.

This approval is based on the recommendation of the Mayor, all Departments concerned and the assurance of those departments that the required funds will be made available through cost savings and/or the elimination of planned expenditures having a lower priority.

Signed:

WILLIAM A. BRENKE,
TERRY J. McKANE,
Committee on Ways and Means.

By COUNCILMAN McKANE—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred the rezoning petition Z-12-80 for property at 311 Rockford Avenue and 2327 Maplewood Street from "B" One Family Residential District to "J" Parking District, reports as follows:

That said rezoning be approved.

Signed:

SIDNEY P. WORTHINGTON,
LUCILE BELEN,
Committee on Physical
Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred the rezoning petition Z-15-80 for property 5100 S. Cedar St. from "E-2" Drive-In Shop District to "F" Commercial District, reports as follows:

That said rezoning be approved.

Signed:

SIDNEY P. WORTHINGTON,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Physical
Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

June 25, 1980

President Adado and Members

Lansing City Council

Gentlemen:

Attached are two applications for parades from the Muscular Dystrophy Association for events to be held on Saturday, August 9, 1980. The first is a parade to publicize a bed race at noon, and the second is the bed race scheduled for 2:00 P.M. Both applications have been approved by all the necessary departments.

Our personnel estimate both parades will cost the City a total of \$280.48, which represents two sergeants, six police officers and eight vehicles for four hours.

These are being sent to you for final determination.

Respectfully yours,

RICHARD A. GLEASON,
Chief of Police.

By COUNCILMAN LINDEMANN—

That said parade permit be approved having received the approval of all required departments.

Carried.

June 26, 1980

President Louis F. Adado and
Members of the Lansing City Council

City Hall, 10th Floor

Lansing, Michigan 48933

Dear President Adado and
Members of the City Council:

As I depart employment with the City of Lansing, I shall take with me an appreciation for having had the opportunity of serving the citizens of our great community.

Having been exposed to the worst possible situation in which any administrator in local government could be placed by its executive and legislative branches, I believe I understand the administrative and policy-making virtues and short-comings better

than anyone else. I was placed in a position somewhere between the Mayor, City Council and Department heads; such circumstance should never be permitted to happen again. There are many lessons that should have been learned throughout implementation of the City's Community Development Block Grant Program. Many questionable aspects of the program have been pointed out in my report to the Mayor entitled "The City of Lansing's Community Development Block Grant Program, The First Four Years" which has been attached to this letter for your use as you see fit.

The above mentioned report was submitted to the Mayor, through Mrs. Jan Lazar, approximately 1½ years before the Mayor informed some of you and the news media that he had requested the report from me and had never received it. Although the Mayor may not have read the report, I have been informed by Mrs. Lazar that he was aware, before his statement of non-receipt, that he knew that the report had been completed. The report is factual and not altogether complimentary, perhaps this is the reason you never received it as planned.

I remind you that during my tenure as Executive Assistant to the Mayor for community development, which lasted nearly four years, only two minor deficiencies were determined by U. S. Department of Housing and Urban Development monitors in program operations. There were no audit exceptions. While assigned as Acting Executive Director of the Lansing Housing Commission I took immediate steps to correct 95% of the deficiencies pointed out in a HUD management review report within the very short period of time that I served there. The deficiencies had existed for many years before and highlighted the urgent need for changes in leadership which were long past due.

Please understand that I do not assume full credit for the positive accomplishments in either the Community Development Block Grant Program or the Lansing Housing Commission Program. There are many fine, dedicated, City employees who put forth exceptional effort to make the programs work for the betterment of our community.

I personally owe those dedicated employees a debt of gratitude and appreciation. I am particularly grateful to those City employees who endured with me the trials and tribulations of the Office of Community Development under my supervision who were, in the end, cast aside through the elimination of their positions. I assure you that they gave of themselves far more than they received.

I am aware of the last ditch effort made to sway City Council members from supporting my reinstatement. The Mayor did receive his report as requested and, I assure you, I was never offered the position of Executive Director of the Lansing Housing Commission at \$28,000 per year as he stated to you and the news media. Once again you have experienced the tactic of a vicious offense to obscure the truth. I was

reinstated in good faith, I trust I shall and have retained your good faith.

My wife and I are making every effort possible to remain in Lansing and will continue in the future to do whatever we can to make our community a better place to live. It is clear to us from an in-depth and personal understanding of activities which have been taking place in City Hall that a change in administrative leadership is an absolute necessity in 1981. We are pleased with the progress that has been made in our City, but we are displeased about what could have been done that was not.

Since little can be done toward improving the administrative structure at this time, I look forward to the establishment and active functioning of the Board of Ethics as provided for under the new Lansing City Charter. The Board can be very instrumental in deterring, if not eliminating, acts of questionable integrity and actions not compatible with the best interests of the City. The Board will be able to address issues which may arise concerning questions of standards of conduct for public officers, appointees and public officials. Until the Board is properly carrying out its charge, you can expect to hear more politically motivated, misleading, rhetoric leveled against anyone having the audacity to question administrative practices and procedures. Certainly the Board will not be the answer to all problems, but it will serve as a step in the right direction.

I wish you all well, both in your personal endeavors and as members of the Lansing City Council. If I can ever be of service to you, please call upon me.

Sincerely,

ORRIN E. SHARP.

Received and placed on file.

DATE: 6/24/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Director of Building Safety and Development. Re: Trash Removal Assessment.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

By COUNCILMAN LINDEMANN—

That said trash removal assessment be approved and placed on the December 1980 tax roll.

Carried.

DATE: 6/23/80

TO: Honorable Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Request for sale of alcohol in certain park areas in connection with the 1980 Women's National Fastpitch Softball Tournament to be held in Ranney Park.

The attached correspondence is forwarded to you for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 6/23/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group. Re: EDC request for Certification of Project Area, etc. for Aztec Properties Office project.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 6/23/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group. Re: EDC Request for Certification of Project Area, etc. for Michigan Brass and Electire project.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 6/23/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group. Re: EDC

Request for Certification of Project Area, etc. for Spadafore Distributing Company warehouse project.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 6/23/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Manpower Director. Re: U. S. Dept. of Labor's lifting of CETA Title VI Moratorium.

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

June 24, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

The Parks and Recreation, Administrative Services, and Public Service Departments have jointly proposed that the City contract with MAINSTEM Corporation of Princeton, New Jersey, for fleet advisory services related to vehicle maintenance management. The departments have requested that funds already appropriated in their respective FY 1980-81 budgets be used for this purpose.

I endorse the proposal by these three departments. I see this recommendation as an outstanding example of the administration's commitment to live within existing appropriations while at the same time seeking ways to reduce the costs of providing current levels of service. By acting now we can begin to collect essential management data at the beginning of the new fiscal year, thereby enabling us to develop cost cutting programs at the earliest possible date. The service provided by MAINSTEM Corporation has been tested and proven in many cities across the U.S.A. Site visits to Royal Oak, Michigan, and Toledo, Ohio, have demonstrated the efficiencies that can be implemented when operational data is available. The firm has written into the proposed contract that it will identify and document cost savings equivalent to its service fee within the first six months of operation.

I urge you to approve this request first on its merits and, secondly, as an incentive for City Department Heads to act together to develop more efficient operations.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file with copy to Committee on Ways and Means.

June 26, 1980

Council President Adado and
Council Members

10th Floor, City Hall

Lansing, Michigan 48933

Dear President Adado
and Council Members:

Recently monies have been approved by the State Department of Transportation for the funding for two projects: One being a feasibility study for the possibilities of a Light Rail or other transportation systems from the Capitol Complex and the downtown area along East Michigan Avenue to Michigan State University and East Lansing. The amount of the grant is \$56,000 with no cash match requirements. The energy crunch is heightening and even though the City presently has a good mass transportation system, it is important that other areas be investigated. The Light Rail Study permits us to pursue this very important transportation area.

The second project is the funding of \$2,155,682.00 for the Inter-Modal Transportation Terminal. The contract for these funds has been reviewed and revised by appropriate administrative staff with the concurrence of the State of Michigan staff and sent back to the State for approval by the Transportation Commission at their July meeting.

These two projects are extremely beneficial to the progress and development of the downtown, therefore, I recommend your approval of the two resolutions accepting the funds and permitting the City to proceed with both projects.

Thank you.

Sincerely,

GERALD W. GRAVES,
Mayor, City of Lansing.

Referred to Committee of the Whole.

DATE: 6/26/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Building Safety and Development Director. Re: Weed Assessment.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

By COUNCILMAN LINDEMANN—

That we concur in the recommendation of the Mayor and said weed assessment be placed on the December tax roll.

Carried.

DATE: 6/26/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the City Engineer. Re: Sanitary Sewage Problems—North Grand River Avenue.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 6/26/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the City Controller. Re: Financial Security — Delaware Park No. 4.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Received and placed on file with copy to Committee on Ways and Means.

DATE: 6/26/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director. Re: Capitol Commons Contract.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

June 23, 1980

Council President Adado
and Council Members

10th Floor, City Hall

Lansing, Michigan

Dear Council President Adado
and Council Members:

In light of the growing concern about the ability of local governments to continue the levels of service currently provided as revenues decline and expenses rise, we must seriously consider our overall priorities and develop alternative approaches to current practices. I know that the City Council is also concerned about these issues as they relate to City policies and priorities.

In an effort to address these issues, I have, over the past two months, instructed all departments to provide me with additional definition and specification of the services and levels currently provided. I will provide to you, by September 1, my recommendations regarding priorities on a City-wide basis, especially as these priorities relate to our fiscal resources and operational plans.

The fragmented approach that has historically been followed in setting priorities and budgetary policy has made meaningful review and change difficult. We, as City officials, need to be able to consider priorities unobscured by organizational structure, historically determined definitions and other artificial constraints. My administration is putting substantial effort into this task. I hope that the City Council will give it equally serious consideration without falling into the temptation to predetermine the conclusions prior to considering the input.

As the Ways and Means Committee has inquired about these issues, I will be glad to have administrative staff work with the Committee to facilitate their development of policy recommendations.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

June 26, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Re: ACT-13-80
FMC Corporation offer of property
donation.

Dear Council President and Members:

I have reviewed the recommendation of the Planning Board on the above subject and I do not concur with that recommendation. I would recommend that City Council take no action at this time.

For the City to accept the offer of FMC Corporation at this time, all commitments for the property would additionally become responsibilities of the City. There is no way in which the functions of maintenance, development or liability could be transferred to the South Central Neighborhood Organization or any other group once the City owns the property. The City is not in a financial position to accept these additional responsibilities at this time. An estimate of the Parks Department to fully develop this property was \$50,000, which would include removal of cinders, ground cover, fencing and play equipment.

My staff has met with SCNO and outlined a program under which this Council in the future might make a favorable recommendation. Toward that end, I have requested the Parks Department to prepare development specifications which may be used by SCNO in its work on the property. I have suggested that SCNO seek approval from FMC Corporation to occupy the property and begin improvements. Should SCNO accomplish enough improvements to substantially reduce the City's liabilities for development costs, more favorable consideration could be given to this offer. Should grant funds which do not appear available at present subsequently become available, that too might impact a future decision by this Council.

Please note, that nothing in my recommendation would preclude SCNO from initiating its own improvement work with the concurrence of FMC Corporation. I believe, however, that acceptance of the property is not in the City's best interest at this time.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

June 25, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

On your Agenda this evening is a petition from many residents in the neighborhood immediately south of Potter Park regarding problems at the Park.

Members of City Council are well aware that the problems have become exacerbated

this year over previous difficult summers. In an attempt to establish comprehensive recommendations for your consideration, I have asked three signers of the petition, two members of City Council, and my staff to serve as an Ad hoc Advisory Committee on Potter Park problems. Citizens on the Committee are Maurice Marshall, Alfreda Schmidt and Laska Bingham. I have also asked Councilmen Lindemann and Brenke to serve as those problems within the park affect both their wards.

I have scheduled the initial meeting of the Ad hoc Committee on Wednesday, July 2, 1980 and I will keep you apprised as to the Committee's progress.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file with copy to Committee on Public Property and Safety.

RESOLUTIONS

By COMMITTEE ON HUMAN SERVICES—

Resolved by the City Council of the City of Lansing:

That the appointments of Vito Cicinelli, Raul Perez Madrid, to the Human Relations Board for terms to expire on June 30, 1984 and that the appointment of Virginia Morales to the Human Relations Board for a term expiring June 30, 1983 are hereby approved.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON WAYS & MEANS—

Resolved by the City Council of the City of Lansing:

Whereas, it is necessary to appoint a member to the Income Tax Appeal Board for the three year term expiring June 30, 1983, and

Whereas, the Ways and Means Committee recommends the re-appointment of Mr. William Siegrist, who's term is due to expire.

Now, Therefore Be It Resolved, that the appointment of William Siegrist to the Income Tax Appeal Board for a three year term ending June 30, 1983 be confirmed.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Whereas the City of Lansing, acting by and through the Lansing Housing Commis-

sion, requested from the Public Housing Administration, a program reservation for units of low rent housing to be developed and located within the corporate limits of the municipality, a Resolution of Cooperation between the City of Lansing, by and through the Lansing Housing Commission, and the Department of Housing and Urban Development was entered into, and

Whereas the Department of Housing and Urban Development requests that the original Cooperation Agreement between a municipality and itself be reaffirmed before Modernization funds can be made available to the local Housing Commission for Modernization purposes, and

Whereas the Lansing Housing Commission is applying for a Comprehensive Modernization Program in the amount of \$1,252,964.00 for MICH58-2, Mt. Vernon Park,

Therefore, Let It Be Resolved that the City of Lansing reaffirms its Resolution of Cooperation with the Department of Housing and Urban Development, entered into on November 15, 1965, therefore complying with the requirements of the Department of Housing and Urban Development that such a reaffirmation be made by the municipality before funds could be made available to upgrade and modernize public housing units within the corporate limits of the City, specifically at Mt. Vernon Park in this instance.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council has established a policy regarding the disposition of vacant lots in Neighborhood Development Areas; and

Whereas, Section 8-403.4 of the City Charter of the City of Lansing requires that City Council approve proposed sales of real estate,

Now, Therefore, Be It Resolved by the Lansing City Council that the following proposed sales be and are hereby approved:

To Rosalind Bleiler, a single woman, the property legally described as the East 15.25 feet of Lot 151 of Assessor's Plat No. 9, City of Lansing, Ingham County, Michigan, (Commonly known as part of 1317 West Lenawee Street, 3301-17-452-291-8);

and

To Jonathan and Leola Watts, husband and wife, the property legally described as the West 15.25 feet of Lot 151 of Assessor's Plat No. 9, City of Lansing, Ing-

ham County, Michigan (Commonly known as part of 1317 West Lenawee Street, 3301-17-452-291-8).

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Planning Board has recommended that the City acquire a parcel of excess State Highway Department property located adjacent to and north of 621 E. Hazel Street; and

Whereas, the Planning Board further recommended that the property be hard surfaced for parking in conjunction with the Parks Department warehouse located at 621 E. Hazel St.; and

Whereas, the Mayor has concurred in these recommendation;

Now, Therefore, Be It Resolved the Lansing City Council hereby adopts the recommendations of the Planning Board as stated above, and authorizes the acquisition of subject parcel (ACT-14-80).

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, The Lansing State Journal and the Lansing Automobile Dealers Association have requested permission to hold an Auto Show and Sale in Riverfront Park during July 17-19, 1980; and

Whereas, the Parks Board has recommended against the sale of vehicles in Riverfront Park due to the major precedent involved as well as the prohibition imposed by section 24-17 of the Code of Ordinances; and

Whereas, the City Council agrees with the Mayor that the automobile industry and auto sales are of great importance to the City of Lansing, and this City government must support the industry on any reasonable request, but the Council also recognizes the validity of the position taken by the Parks Board in that the selling of goods or services by private business has not been allowed on publicly-owned park land;

Now, Therefore, Be It Resolved the Lansing City Council hereby concurs with the position of the Parks Board and denies the use of Riverfront Park for the proposed Auto Show and Sale, but instead offers the

north 100 block parking lot at Grand and Michigan for the event; and

Be It Further Resolved the Mayor is requested to coordinate the use of the 100 block parking lot with the organizers of the Auto Show to determine reimbursement costs on a space-used basis.

By COUNCILMAN BLAIR—

That the resolution be amended as follows:

That in the 3rd paragraph after the word "request" place a period (.) and delete the balance of the paragraph.

Lost by the following vote:

Yea: Councilman Blair—1.

Nays: Councilmen Adado, Belen, Brenke, Lindemann, McKane, Worthington—6.

The resolution as presented was adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Lindemann, McKane, Worthington—6.

Nay: Councilman Blair—1.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

P-1-80

Cloverland Square
Final Plat

Whereas the final plat of Cloverland Square Subdivision has been submitted for approval; and

Whereas the Planning Board has reviewed the final plat of Cloverland Square and found it to be in substantial conformance with the preliminary plat and recommended approval subject to conditions; and

Whereas the Physical Development Committee of City Council has reviewed the report of the Planning Board and does concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the final plat of Cloverland Square Subdivision be approved subject to the following conditions:

- 1) That a Deed or Abstract of Title, accompanied by an attorney's opinion as to the marketability of the land, or a Certificate of Title Insurance be submitted to the City Clerk prior to the filing of the plat and the affixing of the Municipal Seal.
- 2) That final security be posted in the

amount specified by the Public Service Department and the Department of Parks and Recreation.

- 3) That final clearance be given by the Public Service Department.
- 4) That all conditions of the preliminary plat approval be adhered to; and

Be It Further Resolved that the City Clerk be, and she is hereby, directed to notify the proprietor(s) and land surveyor of this action.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

P-6-80

Sheraton Park No. 2—Tentative approval of preliminary plat

Whereas the preliminary plat of Sheraton Park No. 2, located on the south side of West Holmes Road near its intersection with Ingham Street, has been submitted for tentative approval; and

Whereas the Planning Board, pursuant to Act 285, Public Acts of 1931, as amended, has approved and recommends that City Council tentatively approve the preliminary plat subject to conditions; and

Whereas the Physical Development Committee of City Council reviewed the report of the Planning Board and concurs therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the preliminary plat of Sheraton Park No. 2 be given tentative approval subject to the following conditions:

- 1) That the final plat be developed with all public improvements as required by the Lansing Subdivision Regulations and the Michigan State Plat Act.
- 2) That all lots shall be graded so surface water will drain therefrom so as not to adversely affect adjacent properties.
- 3) That the developer utilize an underground electrical distribution system, as specified in Section 37-33.1 of the Lansing Subdivision Regulations.
- 4) That the necessary easements for the Board of Water and Light, Consumers Power Company and the City of Lansing be provided for the installation of utilities and registered on the final plat.
- 5) That this tentative approval is for the period of twelve (12) months; and

Be It Further Resolved that the City Clerk be, and she is hereby, directed to notify the proprietor(s) and the surveyor(s) of this action.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

P-7-80

Tentative Preliminary Plat of Bradwell Park

—Whereas the preliminary plat of Bradwell Park, located on the northwest corner of Hughes and Moffitt roads has been submitted for tentative approval; and

Whereas the Planning Board, pursuant to Act 285, Public Acts of 1931, as amended, has approved and recommends that City Council tentatively approve the preliminary plat subject to conditions; and

Whereas the Physical Development Committee of City Council reviewed the report of the Planning Board and concurs therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the preliminary plat of Bradwell Park be given tentative approval subject to the following conditions:

- 1) That the final plat be developed with all public improvements as required by the Lansing Subdivision Regulations and the Michigan State Plat Act.
- 2) That all lots shall be graded so surface water will drain therefrom so as not to adversely affect adjacent properties.
- 3) That the developer utilize an underground electrical distribution system, as specified in Section 37-33.1 of the Lansing Subdivision Regulations.
- 4) That the necessary easements for the Board of Water and Light, Consumers Power Company and the City of Lansing be provided for the installation of utilities and registered on the final plat.
- 5) That the developer provide an easement for a sidewalk along Hughes Road.
- 6) That the developer pay the special assessments presently owed on the property.
- 7) That the new street name be cleared with Tri-County Regional Planning Commission.
- 8) That the requirements of the Fire Marshal regarding the placement of fire hydrants be located as indicated on the print on file.

- 9) That this tentative approval is for the period of twelve (12) months; and

Be It Further Resolved that the City Clerk be, and she is hereby, directed to notify the proprietor(s) and the land surveyors of this action.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

SUP-2-80
1923 Roberts Lane

Whereas in accord with the provisions of Section 36-42(12) of the Lansing Zoning Code, a request was made by Michael K. Sturley, representing the Clinton, Eaton, Ingham Community Mental Health Board, to obtain a special use permit to allow the operation of an adult foster care family home to provide care for a maximum of six (6) mentally retarded adults upon the premises commonly known as 1923 Roberts Lane, more particularly described as:

Parcel No. 3301-28-228-031 and Parcel No. 3301-28-228-041.

Lots 24 and 25, McKim's Subdivision, City of Lansing, Ingham County, Michigan; and

Whereas the Planning Board, at their meeting of May 20, 1980, recommended that the special use permit be approved subject to compliance with the requirements of the Building and Fire Codes and continued by Community Mental Health with the neighborhood; and

Whereas the Physical Development Committee of the City Council, to whom the report of the Planning Board was referred, concurred therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing hereby officially expresses its intent to approve Special Use Permit number 2 of 1980 and allow the operation of an adult foster care family home to provide care for a maximum of six (6) mentally retarded adults upon certification by the Planning Department, the Department of Building Safety and Development, and the Fire Prevention Bureau that all necessary code compliance alterations have been completed, subject to the condition that the Community Mental Health Board maintain continued contact with the neighborhood; and

Be It Further Resolved that this resolution shall expire after a period of six (6) months; except that the Community Mental Health Board may request an extension.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing, on June 30, 1978, submitted a grant requesting \$2,551,682.00 from the State of Michigan, Department of Transportation for the construction of an Inter-Modal Transportation Terminal; and,

Whereas, the terminal is intended to house the City busline also all intercity lines that are presently utilizing the old terminal on South Washington Avenue; and,

Whereas, the Inter-Modal Transportation Terminal is in conformance and part of the overall development plan for the Central Business District; and,

Whereas, the monies requested have been approved; and,

Whereas, the contract between the State of Michigan and the City of Lansing for the grant award of the \$2,551,682.00 has been agreed upon administratively and will be presented to the State Transportation Commission the last of July 1980 for approval; and,

Whereas, included in that contract under section 1-f is a clause stating:

If, after completion of the final plans and specifications the CITY concludes the cost of the PROJECT will exceed the amount of their grant and CITY monies budgeted for this PROJECT on the date of this Agreement, then the CITY may, at its election, terminate this Agreement without incurring any expenses or liabilities whatsoever, and the CITY shall be relieved of any and all obligations under this Agreement. The CITY shall exercise this option prior to commencement of construction on the PROJECT or forfeit the right to exercise this option.

Whereas, in the event the terminal is constructed, section 5-C of the contract address distribution of net revenues, with the City being the recipient of 50% of such revenues, with these monies to be set aside in a special account for improvements to the terminal.

Now, Therefore, Be It Resolved the Lansing City Council does accept the grant monies for the construction of an Inter-Modal Transportation Terminal; and,

Be It Further Resolved that the contract be approved; and,

Be It Finally Resolved that the Controller is authorized to set all accounts necessary to implement the grant contract and set the Terminal Improvement Account.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Lindemann, McKane, Worthington—6.

Nay: Councilman Blair—1.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the Michigan Department of Transportation has proposed to execute a contract with the City of Lansing to conduct a feasibility study for new transportation technology including, but not limited to, a light rail system along Michigan Avenue Corridor; and,

Whereas, the said study is to be administered by the City of Lansing jointly with the Michigan Department of Transportation and in cooperation with state, regional and local agencies, businesses and citizen representatives to explore the potential of combining the goals of economic development and improved energy conservation with mass transit; and,

Whereas, the Michigan Department of Transportation has submitted the proposed contract to the City for execution which allows the City of Lansing to receive the grant up to a maximum of \$56,000 (fifty-six thousand dollars) to conduct the feasibility study; and,

Whereas, the contract has been recommended for approval by the Mayor's Office;

Now, Therefore, Be It Resolved that this City does hereby approve the proposed contract submitted by the Michigan Department of Transportation; and,

Be It Further Resolved that the City of Lansing hereby authorizes the Controller to set the accounts necessary for the execution of the grant contract.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Lindemann, McKane, Worthington—6.

Nay: Councilman Blair—1.

Councilman Adado left the session. Councilman McKane resumed the chair.

PUBLIC IMPROVEMENT IV

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

That the special assessment roll for storm and sanitary sewer construction:

Assessment Roll No. 279

PS 76101 Storm

Property Benefited: All lands fronting on Rolfe St. from Miller Rd. to the north end of street excepting all public streets and alleys and other lands deemed not benefited.

Assessment Roll No. 279

PS 64111 Storm

Property Benefited: All lands fronting on Sidney St. from Reo Rd. to Jolly Rd. excepting all public streets and alleys and other lands deemed not benefited.

Assessment Roll No. 279

PS 67042 Sanitary

Property Benefited: All lands fronting on E. Cavanaugh Rd. from the outlet E. of the R.R. to Aurelius Rd. excepting all public streets and alleys and other lands deemed not benefited.

As returned by the City Assessor (as amended by the City Council upon review as follows) Storm Sewer Cost Adjustment: City Share: \$11,859.38; Assessable: \$49,-192.97; Total Storm Cost: \$61,052.35 be and the same is hereby ratified and confirmed, and the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to collect said tax on or before the 30th day of September, 1980.

Adopted by the following vote:

Unanimously.

Councilman Adado returned to the session.

By COUNCILMAN BELEN—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived.

Carried.

This is to allow Mrs. Nellie McKim, 1202 S. Washington Avenue, Secretary of the Teamsters No. 580 Union, to explain what is happening in the negotiations with the union explaining the needs and management's rights clause.

By COUNCILMAN WORTHINGTON—

That the Council recess for a period of 5 minutes.

Carried.

Council recessed at 8:25 p.m. and reconvened at 8:30 p.m.

PUBLIC IMPROVEMENT V

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City of Lansing:

That the supplementary special assessment roll for razing a residential structure as per City Council order of March 17, 1980:

Assessment Roll No. 37-K

Location—

(WAS) 232 S. Logan

as returned by the City Assessor be and the same is hereby ratified and confirmed, and that the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to refund to all persons who have paid said tax as originally assessed the pro rata amount of difference as shown in said supplementary roll, and collect all unpaid tax as shown on said roll on or before September 30, 1980.

Adopted by the following vote:

Unanimously.

ZONINGS

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-13-80 — 2610-2700-2710 West Miller Road,

be re-zoned from "A" One Family Residential and "A-1" Non Conforming Districts to "G-2" Wholesale, "DM-1" Multiple Family Dwelling and "C" Two Family Residential Districts and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a public hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 21st day of July, 1980, at 7:00 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That the property described as:

Z-18-80 — 311 Seymour St.,

be re-zoned from "D" Apartment District to "D-1" Professional Office District and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 21st day of July, 1980, at 7:00 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-20-80 — Vacant lot in the 800 block of West Holes Rd. (south side),

be re-zoned from "A" One Family Residential District to "F" Commercial District and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a public hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 21st day of July, 1980, at 7:00 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the 10th day of March, 1980, this council was petitioned to change the following described property from "B" One Family Residential District to "J" Parking District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law

has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 9th day of June, 1980, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-12-80 — 311 Rockford and 2327 Maplewood; 3301-28-205-061 and 071.

More particularly described as:

Lots 10 and 14, Cedar Acres Subdivision, City of Lansing, Ingham County, Michigan;

from "B" One Family Residential District to "J" Parking District.

Whereas, pursuant to Act 207, P.A. 1921, as amended, the Planning Board advised City Council to approve the request subject to all conditions of the Zoning Ordinance, including landscaping, screening and buffering; and

Whereas the Physical Development Committee of City Council has reviewed the report of the Planning Board, and does concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the above described property be rezoned from "B" One Family Residential District to "J" Parking District, subject to all conditions required by the Zoning Ordinance, including landscaping, screening and buffering; and

Be It Further Resolved that the City Clerk be, and she is hereby, directed to notify the petitioner of this Council action.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Blair, Lindemann, McKane, Worthington—6.

Nay: Councilman Brenke—1.

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the 14th day of April, 1980, this council was petitioned to change the following described property from "E-2" Drive-In Shop District to "F" Commercial District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 16th day of June, 1980, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-15-80 — 5100 South Cedar Street.

More particularly described as:

Parcel Number 3305-04-201-151.

Commencing south 88° 45' 40" east 1,152.09 feet and south 0° 49' west 38 feet of the north $\frac{1}{4}$ corner of Section 4; thence south 0° 49' west 130 feet; south 88° 54' 40" east 120 feet to the west line of Cedar Street; north 0° 49' west 130 feet, north 88° 54' 40" west 120 feet to beginning, Section 4, T3N, R2W, City of Lansing, Ingham County, Michigan,

from an "E-2" Drive In Shop District to an "F" Commercial District; and

Whereas, pursuant to Act 207, Public Acts of 1921, as amended, the Planning Board at their meeting of May 20, 1980, advised the City Council to approve this request, subject to conditions; and

Whereas the Physical Development Committee of the City Council, to whom the report of the Planning Board was referred, concurred therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing hereby ordains that the request to rezone the above described property from an "E-2" Drive In Shop District to an "F" Commercial District be approved subject to the following conditions:

- 1) The two (2) driveways closest to the intersection; one (1) on Jolly Road and one (1) on Cedar Street, shall be closed to vehicular access pending review and concurrence by the Traffic Engineer;
- 2) If the gasoline storage tanks are not utilized in conjunction with any business at this location, they shall be removed as required by the Fire Marshal; and
- 3) A site plan shall be submitted by the petitioner for review and approval by the Planning Department showing landscaping, signs and off street parking; and

Be It Further Resolved that the City Clerk be, and she is hereby, directed to notify the proprietor(s) and the land surveyor of this action.

Adopted by the following vote:

Unanimously.

By WAYS AND MEANS COMMITTEE—

Resolved by the City Council of the City of Lansing:

That the following transfers be made:

\$1,435.50 Estimated Revenues
A/C 101-000-000-160

\$1,435.50 Wage—Contract Leisure
Centers
A/C 101-728-501-707

I hereby certify that this is a properly
drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Approved:

WILLIAM A. BRENKE,
TERRY J. MCKANE,
Ways and Means Committee.

Adopted by the following vote:

Unanimously.

INTRODUCTION OF ORDINANCE(S)

The following ordinance(s) of the City of
Lansing, Michigan, providing that the Code
of Ordinances be amended by:

Revising sections 9A-1, 9A-3, 9A-4, 9A-5,
9A-8, 9A-9, 9A-15 and adding a new
section 9A-16 — amendment that would
revise the Lansing Uniform Housing
Code.

Revising Section 4-10 to allow the sale
and consumption of alcoholic beverages
at Ranney Park — during National,
State and Interstate Athletic Events.

was introduced by Councilman Lindemann,
read a first and second time by their
title(s) and referred to the Committee on
Public Property and Safety.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City
of Lansing:

That the City Clerk is hereby requested
to schedule and announce a public hearing
for Monday, July 7, 1980, at 7:00 p.m. be-
fore the City Council in the 10th Floor
Chambers of City Hall, for the purpose of
receiving public comment on the proposed
ordinance amendment that would allow sale
and consumption of beer and wine in spe-
cified City parks, upon approval of the
City Council, during state, interstate, and
national softball tournaments held in Lan-
sing.

By COUNCILMAN LINDEMANN—

That the resolution be amended as fol-
lows:

That after the word "in" delete the bal-
ance of the paragraph, insert a comma (,) and
add the following wording, "Ranney
Park during the 1980 ASA Women's Major
Fastpitch Championship Softball Tourna-
ment, August 15-23, 1980."

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Blair,
Lindemann, McKane, Worthington—6.

The resolution as amended lost by the fol-
lowing vote:

Yeas: Councilmen Adado, Belen, Linde-
mann, Worthington—4.

Nays: Councilmen Blair, Brenke, Mc-
Kane—3.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City
of Lansing:

That the City Clerk is hereby requested
to schedule and announce a public hearing
for Monday, July 21, 1980, at 7:00 p.m.,
before the City Council in the 10th Floor
Chambers of City Hall, for the purpose of
receiving public comment on the proposed
ordinance amendment that would revise the
Lansing Uniform Housing Code.

Adopted by the following vote:

Unanimously.

By COUNCILMAN LINDEMANN—

The Committee reported that it had con-
sidered an ordinance providing that the
Code of Ordinances, City of Lansing, Mich-
igan, be amended by:

- a. Repealing of section 30-9 of Chapter
30 in its entirety for the purpose of
deregulating the fares of taxicab ser-
vices.
- b. Adding a new sub-section to be num-
bered (9) to Chapter 30, Section 30-16
of the Code prohibiting the engaging
of the services of a taxicab without
paying for the service.

and recommended that the ordinances be
passed.

Carried.

ORDINANCE NO. 573

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City
of Lansing, that the Ordinance providing
that the Code of Ordinances, City of Lan-
sing, Michigan, be amended by repealing of
Section 30-9 of Chapter 30, in its entirety
for the purpose of deregulation of fares for
taxicab services, be placed on order of im-
mediate passage.

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City
of Lansing, that the Ordinance providing

that the Code of Ordinances, City of Lansing, Michigan, be amended by repealing of Section 30-9 of Chapter 30 in its entirety for the purpose of deregulating the fares for taxicab services, be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 573

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR THE REPEAL OF SECTION 30-9 OF CHAPTER 30, IN ITS ENTIRETY, FOR THE PURPOSE OF DEREGULATING THE FARES FOR TAXICAB SERVICES.

The City of Lansing Ordains:

Section 1. That Section 30-9 of Chapter 30 of the Code of Ordinances of Lansing, Michigan, is hereby repealed and declared null and void and of no effect.

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City of Lansing:

This ordinance being necessary for the immediate preservation for the public peace, health or safety shall take effect upon its passage.

Carried.

ORDINANCE NO. 574

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by adding a new sub-section to be numbered (9) to Chapter 30, Section 30-16 of the Code prohibiting the services of a taxicab without paying for that service, be placed on order of immediate passage.

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by adding a new sub-section to be numbered (9) to Chapter 30, Section 30-16 of the Code prohibiting the services of a taxicab without paying for that service, be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 574

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT CHAPTER 30, SECTION 30-16 OF

THE CODE OF ORDINANCES OF THE CITY OF LANSING, MICHIGAN, BE AMENDED BY ADDING A NEW SUBSECTION TO BE NUMBERED (9) PROHIBITING ENGAGING THE SERVICES OF A TAXICAB WITHOUT PAYING FOR THAT SERVICE.

The City of Lansing Ordains:

Section 1. That Chapter 30, Section 30-16 of the Code of Ordinances of the City of Lansing, Michigan, is hereby amended by adding a new Subsection (9) thereto reading as follows:

Sec. 30-16. Miscellaneous unlawful acts.

It shall be unlawful for any person:

(1) To drive any taxicab while under the influence of intoxicating liquor or drug, or to use or drink any intoxicating liquor or drug whatsoever while engaged in operating such taxicab;

(2) To use any portion of the public street or alley as a taxicab stand or to permit a taxicab in his charge to stand upon any portion of the public street except for such time as is necessary to load or unload passengers, except in such portion of the street or alley as shall have been designated by the chief of police as a taxicab stand;

(3) When such person is licensee owner of a taxicab which is involved in an accident, to fail to immediately notify the chief of police of such accident when the accident results in loss of life or injury to passengers, employees or other persons.

(4) To travel up and down the streets soliciting customers, commonly referred to as "cruising";

(5) To drive or permit any driver to be on duty for more than twelve (12) hours in one (1) day or more than seventy-two (72) hours in one (1) week;

(6) To procure or transport or to aid or abet in the procuring or transporting of any intoxicating liquor;

(7) To allow any taxicab to be used for immoral purposes or to procure or aid in procuring any woman for immoral purposes or to allow any woman in any taxicab while the same is at any stand or upon any street waiting for customers;

(8) To operate more than the number of taxicabs specified in the application for license or to operate taxicabs in excess of the number authorized by the city council;

(9) To engage and/or obtain the services of a taxicab without paying the legal fare for those services.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Section 3. This ordinance shall take effect thirty (30) days for its passage unless given immediate effect by the City Council.

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City of Lansing:

This ordinance being necessary for the immediate preservation for the public peace, health or safety shall take effect upon its passage.

Carried.

By COUNCILMEN LINDEMANN, BLAIR, WORTHINGTON—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived for the purpose of presenting items that are not listed on the agenda.

Carried.

Request from Van's All Star Printing for permission to place a sign between the sidewalk and curb at 704 E. Sheridan St. to indicate the entrance to their business in the rear of the building.

Referred to Mayor, Planning Board.

Request from Tom Goodwin for permission to close off Clifton Avenue between Harding and Parkdale Streets on July 11, 1980 from 6:00 P.M. until 10:00 P.M. for a block party.

By COUNCILMAN WORTHINGTON—

That permission be granted and that the required departments be notified.

Carried.

By PHYSICAL DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Be It Resolved that the following Board members are confirmed as recommended by the Mayor.

Board of Appeals (Building Code)	Term Expires
Arthur T. Rapp	June 30, 1984
Grey J. Turney	June 30, 1984
Board of Mechanical Construction Examiners	
Marcus Metoyer	June 30, 1984
Planning Board	
James Nelson	June 30, 1984

Public Service

Charles Stickney June 30, 1984

Roberta Overton June 30, 1984

Plumbing Board

Darrel D. Moore June 30, 1984

Adopted by the following vote:

Unanimously.

By PHYSICAL DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing is considering the rehabilitation of a blighted area within the City of Lansing within the Neighborhood Development Area No. 4

Whereas, the City of Lansing has prepared a Master Plan which is sufficiently advanced to designate this area as being in need of rehabilitation; and

Whereas, pursuant to Act 344, P.A. 1945 as amended, the district area has been designated as the proposed development area and Citizen's District Council No. 4 has been organized for the district area; and

Whereas, the City of Lansing, acting by and through its Planning and Building Safety & Development Departments, has consulted with said Council; and

Whereas, Citizens' District Council No. 4 has recommended that Neighborhood Housing Improvement Guidelines and Community Development Financial Services be adopted as the Physical Development Plan for Neighborhood Development Area No. 4; and

Whereas, the Planning Board has reviewed and approved this recommendation; and

Whereas, this Plan will assist the City residents in renovating this deteriorated area and is in compliance with Act 344, Public Acts of 1945 as amended; and

Whereas, the Act requires the City to provide citizens an adequate opportunity to ask questions and express opinions and concerns about the Plan; and

Whereas, the City of Lansing Charter, Article 3, Chapter 3, Section 3-303, requires that a public hearing be held on proposed ordinances;

Now Therefore Be It Resolved, that a public hearing be held to simultaneously serve two purposes at the regular meeting of the City Council on Monday, August 4, 1980 at 7:00 p.m. The first purpose will be to consider adopting the Physical Development Plan for NDA No. 4 to include Neighborhood Housing Improvement Guidelines and Community Development Financial Ser-

vices. The second purpose will be to consider amending Article XIV, Chapter 36 of the Code of Ordinances of the City of Lansing for the purpose of adopting this Physical Development Plan for NDA No. 4.

Adopted by the following vote:

Unanimously.

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City of Lansing:

Be It Hereby Resolved that the Lansing City Council hereby approves the closing of Race Street from Grand River Avenue to Factory Street for gospel concerts of the Family of God Church for Saturday evenings of July 5, 12, 19, and 26 from 5 p.m. to 11 p.m. on each occasion, provided that the church shall be responsible for obtaining the necessary barricades from its own source.

Adopted by the following vote:

Unanimously.

By COUNCILMAN BRENKE—

Resolved by the City Council of the City of Lansing:

That the Council reconsider the letter from the Mayor 4b that appeared on the council meeting of June 23, 1980, in regard to the solicitation ordinance, and that this be referred to the Committee on Public Property and Safety.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Lindemann, McKane, Worthington—6.

Nay: Councilman Blair—1.

By COUNCILMAN BRENKE—

Resolved by the City Council of the City of Lansing:

That Councilman Gunther be excused from the session.

Carried.

REMARKS BY THE MAYOR OR HIS EXECUTIVE ASSISTANT:

No remarks.

REMARKS BY THE CITY COUNCIL:

Councilman McKane asked Mr. Black relative to city services if a strike takes place.

Christine Ryal, 1411 Reo Ave., spoke on rezoning of 311 Rockford Rd. and 2327 Maplewood St. relative traffic problems.

Dixie Rapelje, 401 Chilson, spoke relative sale of beer at Ranney Park.

Rick McDonald, 1300 Western Ave., of Regional Chamber of Commerce, spoke relative to sale of beer at Ranney Park.

By COUNCILMAN BLAIR—

That this meeting stand adjourned.

Carried.

Council adjourned at 9:45 P.M.

THEO FULTON,

City Clerk.

Lansing, Michigan

June 30, 1980

F/B

CITY CLERK'S OFFICE
Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE
U. S. POSTAGE
PAID
Permit No. 1461
Lansing, Michigan

497

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, Special Meeting, July 2, 1980

CITY COUNCIL ROOMS

SPECIAL MEETING

Lansing, Michigan

July 2, 1980

The City Council of the City of Lansing, Michigan, met in special session and was called to order by President Adado.

Present: Councilmen Adado, Belen, Blair, Brenke, Lindemann, Worthington—6.

Absent: Councilmen Gunther, McKane—2.

The Clerk announced that a quorum of the Council was present.

July 1, 1980

Miss Theo Fulton
City Clerk
9th Floor—City Hall
Lansing, Michigan

Dear Miss Fulton:

The undersigned members of City Council hereby request that you initiate a Call of the Clerk for a Special Meeting of the City Council on Wednesday, July 2nd, 1980, at 4:30 p.m., in the 10th Floor Council Chambers.

The purpose of this meeting is to discuss labor negotiation strategies and consider possible proposals.

Sincerely,

LOUIS F. ADADO,
President,

SID WORTHINGTON,
Councilman-At-Large,

PAT LINDEMANN,
Councilman—First Ward.

July 2, 1980

President Adado and Members
of the Lansing City Council
City Hall
Lansing, Michigan 48933

Gentlemen:

This is to certify to this Honorable Body that pursuant to the request of Councilmen Worthington and Lindemann and Adado directing me and dated June 4, 1980 written notice of a Special City Council meeting requested therein was served in full compliance with the requirements of Section 3-202 of the Lansing City Charter.

Sincerely,

(Miss) THEO FULTON,
City Clerk.

The City Clerk announced that signed receipts as to proof of service on each Councilman and the State Journal are on file in the City Clerk's Office.

In compliance with the Open Meeting Act of 1976 the Special Meeting Notice is also attached.

President Adado asked Mayor Graves if he had any comments.

Mayor Graves commented.

City Attorney Sawyer spoke.

Mr. Kintz, City's Chief Negotiator, spoke.

Comments were made by Councilman Worthington, Blair, Belen, Brenke, and Adado.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas the City of Lansing has negotiated in good faith with the Lansing Independent Employees Union; and,

Whereas the City and the Union have reached an impasse; and,

Whereas both parties, in an effort to peacefully resolve matters have agreed to participate in a binding fact-finding proceeding;

Now Therefore Be It Resolved that the City's Chief Negotiator, be, and he is hereby authorized, to participate in such a proceeding to its conclusion with the results thereof to be binding upon the City of Lansing and the Lansing Independent Employees Union; and,

Be It Finally Resolved that the Chief Negotiator be and he is hereby authorized to utilize the services of outside labor counsel to the extent that he deems reasonable and necessary during the pendency of these fact-finding proceedings.

Adopted by the following vote:

Unanimously.

By COUNCILMAN BRENKE—

Resolved by the City Council of the City of Lansing:

That Councilmen Gunther and McKane be excused from the meeting.

Carried.

By COUNCILMAN BELEN—

That this meeting stand adjourned.

Carried.

Council adjourned at 5:02 P.M.

THEO FULTON,
City Clerk.

Lansing, Michigan

July 2, 1980

F/B

CITY CLERK'S OFFICE

Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE

U. S. POSTAGE

PAID

Permit No. 1461
Lansing, Michigan

499

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, July 7, 1980

CITY COUNCIL ROOMS

Lansing, Michigan
July 7, 1980

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by President Adado.

Present: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Gunther.

Pledge of Allegiance was led by Councilman Gunther.

By COUNCILMAN McKANE—

The council proceedings of special meeting of June 15, 1980, June 9 and 16, 1980 be approved as printed.

Carried.

PUBLIC HEARING

July 7, 1980 at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed establishment of a Lansing Commercial Redevelopment District CRD-4-80 for Margaret M. Beurle, 2301 Raymond Drive.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed district he had the privilege of speaking at this time.

Letter from Edward W. Kane requesting that the public hearing on this matter be cancelled and the application be withdrawn.

Referred to Committee on Economic Development for their file.

PUBLIC HEARING

July 7, 1980 at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed establishment of a Lansing Commercial Redevelopment District CRD-8-80 for Riverfront Mall Associates,

southwest corner of North Cedar St. and East Saginaw Street.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed district he had the privilege of speaking at this time.

Request from James R. Neal, Attorney, representing the Riverfront Mall Associates, asking that this public hearing be cancelled and that the application be withdrawn.

Referred to Committee on Economic Development for their file.

**THE PUBLIC MAY NOW ADDRESS
THE CITY COUNCIL ON NON-AGENDA
ITEMS; YOU MAY SPEAK ONLY FOR
3 MINUTES ON ANY ONE ITEM.**

Brenda Hershman spoke.

Pam Hines, wife of police officer, read the following.

Councilman McKane asked that the following letter read by Pam Hines, wife of a police officer, be printed in full.

July 7, 1980

To: Lansing City Council Members

From: Spouses of Non-Supervisory Lansing Police Officers

I am speaking on behalf of the spouses of the Non-Supervisory Lansing Police Officers. We would like to address the Council in regards to the lack of bargaining on the part of the City and the resulting incident that occurred on the 4th of July.

As you well know the inflation rate in this Country is well into double figures. It is getting more difficult each month to make ends meet. We have seen our husbands come home from work tired and demoralized during the past few weeks because of the lack of importance the City places upon the settling of their contract. This is shown by the fact that the City gave the Fire Dept. a 20% raise in pay and benefits and the Teamsters a 17½% raise in pay. The City offered the Police Officers a decrease in pay.

We have accepted the fact that our spouses work odd hours, change shifts, work holidays, and deal with members of society that you wouldn't get near. We have accepted the fact that he may jump into a river to rescue a drowning man, goes into buildings looking for burglars, responds to shootings, stabbings, killings, and family domestics. We accept the fact that our spouses may not come home in one piece, if they come home at all! All these things we accept and live with, however, we do not accept the City's so called "Good Faith" offer of a 17% decrease in benefits and a pay raise that only a independently wealthy man could afford to accept.

We remind this Council that a few years ago crime in this Nation was increasing, while at the same time, crime in this City was decreasing. The Mayor saw fit to use that point numerous times in his speeches. Lansing was one of the top cities in the Nation when it came to decreasing crime. The Mayor didn't reduce crime nor did the City Council. It was our Police Officers, at all levels of the Police Department, who reduced crime. Although our spouses have been dedicated and loyal, one cannot pay bills and buy food with dedication and loyalty.

Last month Mr. Jerry Lawson addressed this Council and advised you that there was a major problem between the Police Officers and the City. He said July 1st might be too late. As you now know, Mr. Lawson was not misleading you and this problem is still very real. It has not been settled by the "24 Hour Flu." All our spouses want is a fair and reasonable contract. We have supported our spouses in the past and will continue to support them whatever they decide to do.

Tomorrow the F.O.P. and the City are meeting in negotiations. We ask you to use whatever influence you have with the Mayor and Personnel Director to ensure a fair offer from the City.

The only thing standing between an orderly society and a chaotic society is that "THIN BLUE LINE." You all know the old saying—"If you want to dance, you have to pay the fiddler." The City has been dancing with good Police service for many years and has not wanted to pay the fiddler fairly. We would hate to see the City stop dancing because there was no fiddler there to play the music!

Thank you for your time regarding this matter.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

MECHANICAL AMUSEMENT DEVICE —
Pasquale's Restaurant and Bar.

CABARET —
Bonnie & Clyde's.

POOL TABLES —
Bonnie & Clyde's.

SIGN ERECTORS —
Sign Art, Inc. and Stanley Martin.

BUILDING MOVER —
C. L. Davis & Son Housemoving.

AMUSEMENT LICENSE —
Roller World, Inc.

Referred to Committee on General Services.

Summons filed in Circuit Court by Lansing Independent Employees Union and James H. Garrison in regard to collective bargaining policies.

Referred to Mayor, City Attorney.

The following claims have been filed:

Susanne Sink for damage to her automobile after hitting a pot hole.

Mrs. Jeffery Cartwright for damage to her automobile after hitting a boulevard on Pennsylvania Avenue at Larned St.

Michael D. Bogswell for personal property that was taken from his automobile by Police Department after a traffic accident.

Referred to Mayor, City Attorney.

Fred White Engineering Co. submits notice that all lot corners and monuments have been set and placed in the plat of Tammany Hills No. 3.

Received and placed on file with copy to Planning Department.

The Roary Corporation request final preliminary approval on the Preliminary Plat of Bradwell Park Subd.

Referred to Mayor, Planning Board.

Petitions submitted to the Michigan Tax Tribunal in regard to property assessment by:

Ramco-Gershenson, for K-Mart.

Country Club of Lansing—2200 Moores River Drive.

Scotmar Townhouses—6165 Scotmar St.

Referred to Mayor, City Attorney.

Michigan Department of Natural Resources submits public notice on application for the Board of Water and Light to place rockfill for bank protection in the Grand River.

Received and placed on file.

Consumers Power Co. submits notice of public hearing in regard to monthly billings.

Received and placed on file.

MAYOR'S EXECUTIVE ASSISTANT COMMENTS ON ANY ITEM ON THE AGENDA:

No comment.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING ITEMS LISTED ON THE AGENDA: COMMUNICATIONS AND PETITIONS, COMMITTEE REPORTS, REPORTS OF CITY OFFICERS AND BOARDS, AND RESOLUTIONS. YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

Resolution b-1 removed because same as b-2.

Resolution 2-d removed as hearing was set 6-30-80.

Resolution 4-b should be Gray St. instead of Dakin St.

Richard McDonald, 300 Western Ave., speaking for Regional Chamber of Commerce, re: sale of beer in Ranney Park for National Softball Fast-pitch tournament.

Dick Carrol, Convention Bureau, spoke re: hearing on sale of beer in Ranney Park.

Dale Monk, 905 N. Capitol Ave., spoke.

Dick Dallman, Aurelius Rd., spoke opposing sale of beer in parks.

Dick Moore, 2116 Clifton, spoke opposing sale of beer in Ranney Park.

Marlene Doll of Holt, spoke about Summerfest.

Minister of Capital City Baptist Church spoke.

Pastor Ed Long, Inter-City Bible Church, spoke.

Marvin Ray, 2100 W. Hillsdale, thanked council and members of Board of Water and Light.

Chas. Juracek, 3200 Reo Rd., spoke, re: sign at Dodge-Turner park.

Jim Larque, Promotion Chairman, Lansing Trappers Club, spoke and read a statement.

Mildred Ceaser, Secretary, South Central Neighborhood Association, spoke.

Rev. Don Green spoke.

REPORTS OF COMMITTEES

The COMMITTEE ON GENERAL SERVICES approves the following applications and bonds for licenses:

MECHANICAL AMUSEMENT DEVICE — Pasquale's Restaurant and Bar.

CABARET — Bonnie & Clyde's.

POOL TABLES — Bonnie & Clyde's.

SIGN ERECTORS —

Sign Art, Inc. and Stanley Martin.

BUILDING MOVER —

C. L. Davis & Son Housemoving.

AMUSEMENT LICENSE —

Roller World, Inc., (Frondor and S. Washington at Logan Streets—July 17, 19, 31 and August 14, 16, 1980).

Signed:

WILLIAM A. BRENKE,
TERRY J. McKANE,
LOUIS F. ADADO,
Committee on General Services.

By COUNCILMAN BRENKE—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PUBLIC PROPERTIES AND SAFFETY, to whom was referred the request from Castellani's Market for permission to operate a sidewalk cafe, reports as follows:

This matter should be referred to the Committee on Physical Development for action.

Signed:

PAT LINDEMANN,
SIDNEY P. WORTHINGTON,
JAMES D. BLAIR,
Committee on Public
Properties and Safety.

By COUNCILMAN LINDEMANN—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

July 3, 1980

Louis Adado and Members of
the Lansing City Council

Re: Redemption of Linda Pace v City of
Lansing; Workers' Disability Com-
pensation

Dear President Adado and Councilmembers:

In accordance with Article 4 of Section 4-403.7 of the Lansing City Charter, this office hereby presents its recommendation for settlement of the above captioned matter for your consideration.

On June 18, 1979, the Petitioner sustained a severe laceration to her left elbow when cut by glass while working for the City Refuse Division. Medical reports confirmed the injury, and also stated that the Petitioner might suffer consequential effects for some period of time which would deny her the complete use of her left arm. This matter is scheduled for redemption on July 17, 1980 at 9:30 a.m. in the Workers' Disability Compensation Bureau. At that time the Petitioner will have accrued approximately \$8,850.00 in disability benefits from the date of injury. Inasmuch as the Petitioner maintains that her elbow continues to bother her and she does not have full and total use of the elbow, it is not unlikely that the Workers' Compensation Bureau would award benefits to her. Because of the uncertainties attending such litigation, especially in the area of Workers' Disability Compensation where the petitioner prevails on a frequent basis, it was the opinion of this office that the City should redeem its liability for the sum of \$8,850.00 plus \$270.00 in accrued medicals. If the redemption is approved by the judge, then the City will no longer be liable to the Petitioner for weekly benefits or any medicals incurred by the Petitioner.

Based on the foregoing, it is the recommendation of this office that the City of Lansing redeem its liability in the above captioned matter for the sum of \$8,850.00 plus \$270.00 in medical bills.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BELEN—

That we concur in the recommendation of the City Attorney on the payment of said claim.

Adopted by the following vote:

Unanimously.

June 30, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

I am submitting to you for your consideration and confirmation the names of George Hess and Thomas J. Papiernik, Sr., to serve as temporary directors of the Economic Development Corporation, for the project known as the Mustang Bar, Inc.

Hoping this recommendation meets with your approval, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

JULY 7, 1980

COUNCIL PROCEEDINGS

503

Referred to Committee on Economic Development.

June 30, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan

Dear Council President and Members:

I am submitting to you for your consideration and confirmation the names of Howard Spence and Michael D. Haley, to serve as temporary directors of the Economic Development Corporation, for the project known as Greater Lansing Board of Realtors (Horsebrook School).

Trusting this recommendation meets with your approval, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 6/30/80

TO: City Council President and Members

FFROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Administrative Services Director. Re: Council action on vacating Ferris Street.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 6/30/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Administrative Services Director. Re: Council action on two alleys located on the North side of the 1600 block of E. Michigan Avenue.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 7/2/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Administrative Assistant. Re: Request for Street Closing—Gray Street (between Lathrop and Dakin) July 11, 1980—1:15 p.m. to 4:15 p.m.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety and Committee on Physical Development.

DATE: 7/2/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Director of Building Safety and Development. Re: Request for setting Public Hearing for demolition of residential structure located at:

314 Denver St.

315 S. Hosmer

904 Middle St.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 7/2/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Public Service Director. Re: Critical Bridge Applications for S. Washington Avenue, West Elm St. and Shiawassee St. Structures.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development and Committee on Public Property and Safety.

DATE: 7/2/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Deputy Director for Redevelopment. Re: Sale of vacant lots (NDA No. 2) 1142 Bensch and 1304 Perkins.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety and Committee on Physical Development.

July 2, 1980

Council President Louis Adado and

Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President
and Council Members:

On May 6, 1980, I forwarded to you a copy of the Downtown Parking Study, Phase I which was completed by the Planning Department. In that letter, I promised to transmit to the City Council the proposed time schedule for a detailed analysis of the recommendations from Phase I.

Attached with this letter is an outline of the Program for Action for Phase II (light blue cover) which includes the list of priorities, inter-departmental assignments and target dates to accomplish the tasks. At the end of this booklet is a bar chart to indicate the proposed time frame to study the recommendations of this phase. This phase essentially, will establish the feasibility (or lack of it) of the various recommendations from Phase I and will be followed by the last phase in the study: Implementation of the most Feasible Options. The recommended items in the implementation phase will be forwarded by my office and approved by the City Council.

I am asking the heads of the departments which need to be involved in completion of various tasks by the target dates as outlined in the Program for Action to provide assistance to the Transportation Division: Planning Department.

This is being transmitted to you to keep you informed of the progress being made in the Downtown Parking Study. Please let my office know of any questions you may have in this regard.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

July 3, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

Attached please find the letter from Lindbergh Drive residents requesting that "No Truck" signs be installed at both ends of Lindbergh Drive.

Please be advised that the traffic engineer has committed to have these signs installed during the week of July 7, 1980. Additionally, City departments which have caused some of this problem have been directed to immediately stop using Lindbergh Drive as a short cut to avoid Pennsylvania-Mt. Hope intersection.

The above is transmitted for your information.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

RESOLUTIONS

By COUNCILMEN BRENKE and
ADADO—

Resolved by the City Council of the City
of Lansing:

That the request by Ziegler's Charcoal House in Frandor Mall for a temporary outdoor license to sell beer during the Frandor Mall Sidewalk Sale from Tuesday, July 8th through Friday, July 11th, is hereby approved provided all the requirements of the Michigan Liquor Control Commission have been satisfied.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PHYSICAL
DEVELOPMENT—

Resolved by the City Council of the City
of Lansing:

That it is hereby determined to be a matter of public health and necessity to construct sanitary sewer in Viking Street from existing manhole north to Fauna Avenue and in Fauna Avenue from Viking St. westerly 160 ft. to serve Parcel G, and that

the construction of this improvement is hereby ordered.

And Further, that the cost of this construction is to be assessed to the benefited property owners and that the City's portion of the sanitary sewer construction is to be financed from Account 590-536-608-974.

The Department of Public Service is hereby directed to prepare as far as necessary, plans and specifications for this project and it is further directed to estimate in detail, the cost of said project and to furnish said information to the City Council.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

That it is hereby determined to be a matter of public health and necessity to construct sanitary sewer in N. Grand River Avenue (North side) from Logan St. easterly 680 ft. to serve 2420 N. Grand River Avenue and that the construction of this improvement is hereby ordered.

And Further, that the cost of this construction is to be assessed to the benefited property owners and that the City's portion of the sanitary sewer construction is to be financed from Account 590-536-608-974.

The Department of Public Service is hereby directed to prepare as far as necessary, plans and specifications for this project and it is further directed to estimate in detail, the cost of said project and to furnish said information to the City Council.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

That the easement grant from Vaughn F. Vandecar and Penni Jo Vandecar, his wife, legally described as an Easement in and to the East five (5) feet of the parcel of land described as: Beginning on the East line of Section 25, T4N, R3W, Delta Township, Eaton County, Michigan, at a point 200.0 feet North of the SE corner of Section 25, T4N, R3W; thence west 200.0 feet, parallel with the South line of Section 25; thence North 110.0 feet parallel with the East line of Section 25; thence East 200.0 feet parallel with the South line of Section 25; thence South 110.0 feet on the East line of Section 25 to the point of beginning. (3300 blk. S. Waverly Rd., west side), and

The easement grant from B. J. Maguire, Jr., trustee of the B. J. Maguire, Jr. Trust, legally described as an Easement in and to the East five (5) feet (adjacent to the existing Waverly Road right-of-way) of the parcel of land described as the East 200 feet of the South 200 feet except the South 50 feet of Section 25, T4N, R3W, Delta Township, Eaton County, Michigan. Subject to the 33 foot right-of-way on Waverly Road. (S. Waverly Rd., 3300 blk. (west side)), for the purpose of constructing and maintaining a sanitary sewer in the 3300 block of S. Waverly Road, west side, be accepted by the City of Lansing, and

That the City Clerk be directed to have said easements recorded with the Registrar of Deeds Office.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Whereas, Mr. Jesus Gonzales has been nominated for appointment to the Planning Board; and

Whereas, Mr. Gonzales has been interviewed by the Committee on Physical Development;

Now, Therefore, Be It Resolved by the City Council of the City of Lansing that Mr. Gonzales not be confirmed to serve on the Planning Board but rather that the Mayor be encouraged to appoint Mr. Gonzales to another City board more in line with his stated interests, namely, substandard housing, pollution, and traffic control.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, by petition duly filed on May 14, 1980, this Council was petitioned to establish a Lansing Commercial Redevelopment District CRD-10-80, pursuant to Public Act 255 of 1978; and

Whereas, due notice has been given for a public hearing on said petition; and

Whereas, at such hearing held on the 30th day of June, 1980, all parties interested therein were heard and given due consideration; and

Whereas, the property involved is commonly known as 116 West Ottawa Street, more particularly known as:

The East 43 feet of Lot No. 7, Block 96, Original Plat of the City of Lansing.

Petitioner: Samuel D. Ingham Building Company
c/o Mr. David Sharpe

Whereas, after considering all the testimony presented to this Council, this Council has determined that the proposed District is zoned for business uses and has been so zoned for three years prior to the effective date of P.A. 255 and is characterized by obsolete commercial property and a decline in commercial activity;

Now, Therefore, Be It Resolved that the Council of the City of Lansing hereby establishes a Lansing Commercial Redevelopment District CRD-10-80 at the above described property.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nay: Councilman Blair—1.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, by petition duly filed on April 10, 1980, this Council was petitioned to establish a Lansing Commercial Redevelopment District CRD-7-80, pursuant to Public Act 255 of 1978; and

Whereas, due notice has been given for a public hearing on said petition; and

Whereas, at such hearing held on the 30th day of June, 1980, all parties interested therein were heard and given due consideration; and

Whereas, the property involved is commonly known as 530 South Pine Street, more particularly known as:

East 91 feet of Lots 5 and 6 and the South 50 feet of the east 91 feet of Lot 4, Block 144, Original Plat, City of Lansing, Ingham County, Michigan.

Petitioner: Duncan Investment, Inc.
c/o Dunnings and Canady,
P.C.

Whereas, after considering all the testimony presented to this Council, this Council has determined that the proposed District is zoned for business uses and has been so zoned for three years prior to the effective date of P.A. 255 and is characterized by obsolete commercial property and a decline in commercial activity;

Now, Therefore, Be It Resolved that the Council of the City of Lansing hereby establishes a Lansing Commercial Redevelopment

District CRD-7-80 on the above described property.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nay: Councilman Blair—1.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, there exists in the City of Lansing the need for certain programs to alleviate and prevent conditions of unemployment, to assist and retain local industries and commercial enterprises in order to strengthen and revitalize Lansing's economy and to encourage the location and expansion of commercial enterprises to provide needed services and facilities to the City and its residents; and

Whereas, projects to alleviate the aforesaid conditions and accomplish said purposes are being initiated by the Economic Development Corporation of the City of Lansing; and

Whereas, the Economic Development Corporation, in conformity with Act 338 of the Public Acts of 1974, as amended, has by resolution dated May 21, 1980 designated to this Council a project area for the "Michigan Brass and Electric" project, legally described as:

Entire Lots 7, 8, 10; Lot 9 except the South 32 feet of the East 214.5 feet; and North ½ of Lot 11, Block 17, Original Plat, City of Lansing, Ingham County, Michigan, and including a certain nonexclusive access easement and all other rights appurtenant thereto.

Whereas, the Lansing Economic Development Corporation has requested this Council to certify the project area described above and to establish a project district area; and

Whereas, this Council must also determine the necessity of establishing a project citizens district council for the "Michigan Brass and Electric" project;

Now, Therefore, Be It Resolved that pursuant to Section 8 and Section 12 of Act 338 of 1974, as amended, the Lansing City Council certifies the designation of the project area for the "Michigan Brass and Electric" project described above; and

Be It Further Resolved that a project district area be established coterminous to and having the same boundaries as the project area described above; and

Be It Finally Resolved that this Council finds that it is not necessary to establish a project citizens district council for this

"Michigan Brass and Electric" Economic Development Corporation Project.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, there exists in the City of Lansing the need for certain programs to alleviate and prevent conditions of unemployment, to assist and retain local industries and commercial enterprises in order to strengthen and revitalize Lansing's economy and to encourage the location and expansion of commercial enterprises to provide needed services and facilities to the City and its residents; and

Whereas, projects to alleviate the aforesaid conditions and accomplish said purposes are being initiated by the Economic Development Corporation of the City of Lansing; and

Whereas, the Economic Development Corporation, in conformity with Act 338 of the Public Acts of 1974, as amended, has by resolution dated May 21, 1980, designated to this Council a project area for the "Aztec Properties Office project," legally described as:

Lots 3 and 4, Block 85, Original Plat, City of Lansing.

Whereas, the Lansing Economic Development Corporation has requested this Council to certify the project area described above and to establish a project district area; and

Whereas, this Council must also determine the necessity of establishing a project citizens district council for the "Aztec Properties Office project";

Now Therefore, Be It Resolved that pursuant to Section 8 and Section 12 of Act 338 of 1974, as amended, the Lansing City Council certifies the designation of the project area for the "Aztec Properties Office Project" described above; and

Be It Further Resolved that a project district area be established coterminous to and having the same boundaries as the project area described above; and

Be It Finally Resolved that this Council finds that it is not necessary to establish a project citizens district council for this "Aztec Properties Office Project," Economic Development Corporation Project.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, there exists in the City of Lansing the need for certain programs to alleviate and prevent conditions of unemployment, to assist and retain local industries and commercial enterprises in order to strengthen and revitalize Lansing's economy and to encourage the location and expansion of commercial enterprises to provide needed services and facilities to the City and its residents; and

Whereas, projects to alleviate the aforesaid conditions and accomplish said purposes are being initiated by the Economic Development Corporation of the City of Lansing; and

Whereas, the Economic Development Corporation, in conformity with Act 338 of the Public Acts of 1974, as amended, has by resolution dated May 21, 1980 designated to this Council a project area for the "Spadafore Distributing Company Warehouse" project, legally described as:

All that part of lots 5, 6, 7, 8, 9, and part of vacated John Street of Scott's Subdivision of part of Section 5, Town 4 North, Range 2 West, City of Lansing, Ingham County, Michigan, described as follows: Commencing at the point of intersection of the East line of Section 5 and the South line of Filley Street, said point being 382 feet south of the East $\frac{1}{4}$ post of said section, thence North $59^{\circ}46'$ west 128.04 feet along the south line of Filley Street to a point for a place of beginning, thence continuing north $59^{\circ}46'$ west 544.31 feet along the south line of Filley St., thence south $35^{\circ}44'$ west 209.15 feet, thence south $54^{\circ}01'$ east 542.95 feet, thence north $35^{\circ}29'$ east 263.72 feet to the place of beginning.

Whereas, the Lansing Economic Development Corporation has requested this Council to certify the project area described above and to establish a project district area; and

Whereas, this Council must also determine the necessity of establishing a project citizens district council for the "Spadafore Distributing Company Warehouse" project;

Now, Therefore, Be It Resolved that pursuant to Section 8 and Section 12 of Act 338 of 1974, as amended, the Lansing City Council certifies the designation of the project area for the "Spadafore Distributing Company Warehouse" described above; and

Be It Further Resolved that a project district area be established coterminous to and having the same boundaries as the project area described above; and

Be It Finally Resolved that this Council finds that it is not necessary to establish a project citizens district council for this

"Spadafore Distributing Company Warehouse" Economic Development Corporation Project.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AMND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, claims against the City of Lansing as property owner were filed by Corky's Restaurant and the Garage for rent abatement due to inoperative air conditioning in the North Capitol Ramp during June-July 1978; and

Whereas, the City Attorney's office has offered the opinion that the claimants have no legal entitlement to such rent abatement; and

Whereas, the Committee on Public Properties and Safety has determined that the City's best interests would be sewed by a rent abatement covering the actual period during which the air conditioning was inoperative;

Now, Therefore, Be It Resolved the Lansing City Council hereby authorizes the Administration to offer rent abatements to the claimants equal to five weeks' rent, amounting to \$2,003.50 for Corky's Restaurant, and \$1,536.20 for the Garage, in full settlement of these claims.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nay: Councilman Blair—1.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Potter Park Outreach Program has requested the closing of Gray Street between Lathrop and Dakin, including the intersection at McCullough, on July 11, 1980, during 1:15 - 4:15 p.m., for a soap box derby; and

Whereas, the Mayor and appropriate departments have approved this request;

Now, Therefore, Be It Resolved the Lansing City Council hereby approves the closing of Gray Street between Lathrop and Dakin, including the intersection of McCullough, on July 11, 1980.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, James Burdette has requested that the 300 block of Mason Street be closed for a party on July 12, 1980; and

Whereas, the Chief of Police has refused to approve this street closing, based on complaints received during a similar party sponsored by the same individual last year;

Now, Therefore, Be It Resolved the Lansing City Council hereby denies this request for street closing.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the FMC Corporation has offered to donate their property at Baker and Donora Streets to the City of Lansing, and

Whereas, the South Central Neighborhood Organization (SCNO) has requested that the offer be accepted for development of a "Tot Lot" park on this property; and

Whereas, the Planning Board has recommended acceptance with conditions; and

Whereas, SCNO has committed to participating in development of the park;

Now, Therefore, Be It Resolved the Lansing City Council hereby commits the City of Lansing to acceptance of the FMC Corporation donation, not sooner than December 22, 1980 nor later than December 31, 1980; and

Be It Further Resolved, the City Council requests that the Administration coordinate park development efforts with the SCNO and the FMC Corporation prior to City acceptance.

By COUNCILMAN BLAIR—

That the resolution be amended as follows:

That the following paragraph be added:

"Be It Further Resolved, that said land shall be dedicated for park use by the City of Lansing."

Lost by the following vote:

Yeas: Councilman Blair—1.

Nays: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

The following vote was taken on the resolution as presented.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the adjacent property owners have requested that the City vacate and split the existing right-of-way property at the end of Barker Street, legally described as:

Commencing at a point on NE corner of Lot 41, thence south 165 feet, thence east 50 feet to the Southwest corner of Lot 42, thence north 165 feet to NW corner of Lot 42, thence west 50 feet to place of beginning, being part of Southfield Subdivision, City of Lansing (recorded in Liber 4 of Plats, page 97, Ingham County Records); and

Whereas, the Planning Board has recommended approval of this street vacation following an Act 285 review;

Now, Therefore Be It Resolved, that the above described property be vacated subject to retention of all necessary easements and rights of egress and ingress for the installation, maintenance, repair, or removal of utilities or sewers.

Finally Be It Resolved that the City Clerk is hereby authorized and directed to record a certified copy of this resolution with the Register of Deeds and shall also send a copy of the recorded resolution to the State Treasurer.

Adopted by the following vote:

Unanimously.

By PUBLIC PROPERTIES AND SAFETY and PHYSICAL DEVELOPMENT COMMITTEES—

Resolved by the City Council of the City of Lansing:

That the City Clerk is hereby requested to schedule and announce a public hearing before the City Council for Monday, July 21, 1980, at 7 p.m. in the 10th Floor Chambers of City Hall, for the purpose of receiving public comment on an ordinance revising Chapter 31 of the Code of Ordinances, to update and strengthen provisions concerning trucks.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the City Clerk is hereby requested to schedule and announce a public hearing before the City Council for Tuesday, July 15, 1980, at 7 p.m., in the 10th floor Chambers of City Hall, for the purpose of receiving public comment on an ordinance amending Chapter 4 of the Code of Ordinances to allow the sale and consumption of beer and wine at Ranney Park during August 15-23, 1980.

Much discussion was held.

Councilman Lindemann called for the question.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nays: Councilman Blair—1.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Gunther, Lindemann, Worthington—5.

Nays: Councilmen Blair, Brenke, McKane—3.

By COUNCILMEN GUNTHER, BELEN, McKANE and LINDEMANN—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived for the purpose of presenting items that are not listed on the agenda.

Carried.

Request from Grunwell-Cashero of Lansing, Inc., requesting permission to work between the hours of 5:00 p.m. and 1:30 a.m. on the North Grand Parking Garage Restoration.

Referred to Committee on Public Property and Safety.

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City of Lansing:

Whereas, there are no residential properties immediately adjacent to the North Grand Parking Garage to be bothered by dust and noise caused by construction workers,

Now Therefore Be It Resolved, by the City Council of the City of Lansing that the General Contractor which has been selected by the City to proceed with the restoration work on the North Grand Parking Garage (Contract No. P.S. 36156) be allowed to work on this project after the hour of 6:00 p.m. as the numerous vehicles parked in the ramp during the day will greatly impede progress on this restoration effort, and

Be It Further Resolved, the Council understands there will be no additional monies requested for working other than regular hours.

Adopted by the following vote:

Unanimously.

July 3, 1980

Council President Louis Adado and Council Members

Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear President Adado and Council Members:

The progress of the development of the 100 Block and the Exhibition/Convention Facility is proceeding. The staff U.D.A.G. Team has been and will continue to expend numerous hours on putting together all of the many parts requested for the success of the development and the grant. Next Tuesday, July 8, 1980, we will be in Washington at H.U.D. reviewing and negotiating changes in the grant agreement.

Today we are announcing and introducing the Construction Manager. The firm selected is Barton Malow of Detroit. The attached letter will provide you background information. I concur with the selection of Barton Malow and recommend approval.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas on Friday, April 4, 1980, the Department of Housing and Urban Development approved the City of Lansing's Urban Development Action Grant in the amount of 10.3 million dollars; and

Whereas these funds were awarded for the construction of an exhibition/convention facility, utilizing the 100 Block Development

of a hotel of approximately 200,000 square feet, retail space of approximately 50,000 square feet and parking of approximately 200 to 375 spaces for the leveraging of private dollars; and

Whereas for the construction of the exhibition/convention facility, it has been determined that it is advisable and in the City's best interest to hire a Construction Manager; and

Whereas after following an extensive process of interviewing and considering five firms, that offer such services, it has been determined that Barton Malow of Oak Park perform the construction management tasks for the City of Lansing; and

Whereas the funds for payment of said services will be from grant funds; and

Whereas the Construction Manager's contract will not obligate the City to compensate the Construction Manager for services rendered until funds for such services are received from the Urban Development Action Grant; and

Whereas the Staff U.D.A.G. Team will report to the Mayor and City Council on the progress of the project on a periodic basis; and

Now Therefore Be It Resolved that Barton Malow be the Construction Manager for the exhibition/convention facility; and

Be It Further Resolved that the contract between the City of Lansing and Barton Malow be approved; and

Be It Finally Resolved that in order for the project to proceed in an expeditious and timely fashion, the Mayor is authorized to sign all subsequent contracts necessary for the execution of the grant agreement.

Adopted by the following vote:

Unanimously.

By COUNCILMAN GUNTHER—

Resolved by the City Council of the City of Lansing:

That the following transfers be made:

\$1,865.00 from Reserve for Contingency
A/C 101-941-000-963

\$1,865.00 to Wages—Temporary
Help/School Crossing
Guards
A/C 101-316-000-707

I hereby certify that this is a properly drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Approved:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
TERRY J. McKANE,
Ways and Means Committee.

Adopted by the following vote:

Unanimously.

By COUNCILMAN McKANE—

Resolved by the City Council of the City of Lansing:

That the Chief of Internal Audit is hereby directed to investigate any and all financial transactions involving City accounts related to the employment of Mr. Marvin Ray in the Lansing Parks and Recreation Department, and to report all findings as soon as possible to the City Council, with copies of said report for the Mayor and City Clerk.

Adopted by the following vote:

Unanimously.

REMARKS BY THE MAYOR'S EXECUTIVE ASSISTANT:

No remarks.

REMARKS BY CITY COUNCIL:

Councilman Blair asked Mr. Black about changes in Human Services agencies.

Councilman Blair asked that Mrs. Caesar's letter be printed.

Mildred L. Caesar
South Central Neighborhood Org.
July 7, 1980

President Adado

Council Members

City Hall

We would like to extend our thanks to all who voted to accept the "old John Bean"

property from the F.M.C. Corp. The members of the South Central Neighborhood Organization and the local community, surrounding the property appreciate your concern and cooperation on behalf of this project.

By accepting the property at the time stated you are giving us an opportunity to assemble the required help and donations needed to make this "Tot Lot" a reality.

As we have pointed out previously our community is in desperate need of this type of facility for the safety, protection, and amusement of the children. Without this play area, the streets, railroad tracks, and property of others was their playground.

The community and S.C.N.O. are willing and eager to work with the city departments needed to be involved to develop this "Tot Lot."

So, by uniting and working as a concerned group we can make this idea a reality.

Again, on behalf of all of the children and the community THANK YOU.

RUTH M. HEUER,
Chairperson, S.C.N.O.,

MILDRED L. CAESAR,
Secretary, S.C.N.O.

Chas. Jureasek, 3200 Reo Rd., spoke.

By COUNCILMAN BLAIR—

That this meeting stand adjourned.

Carried.

Council adjourned at 9:15 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

July 7, 1980

F/B

CITY CLERK'S OFFICE
Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE
U. S. POSTAGE
PAID
Permit No. 1461
Lansing, Michigan

513

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, July 15, 1980

CITY COUNCIL ROOMS

Lansing, Michigan

July 15, 1980

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by President Adado.

Present: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Lindemann.

Pledge of Allegiance was led by Councilman Lindemann.

By **COUNCILMAN McKANE—**

That the Council Proceedings of June 23, 1980, be approved.

Carried.

PUBLIC HEARINGS

July 15, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed establishment of a Lansing Commercial Redevelopment District for Spadafore Distributing Co., 919 Filley Street.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed district he had the privilege of speaking at this time.

Referred to Committee on Economic Development.

July 14, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed land disposition to the E.J.S. Housing Partnership (Lands located in the Capitol Commons Neighborhood Development Area).

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed sale of land he had the privilege of speaking at this time.

Referred to Committee on Physical Development.

July 15, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed Ordinance amending Chapter 4 of the Code of Ordinances to allow the sale and consumption of beer and wine at Ranney Park during August 15-23, 1980, in connection with the 1980 Amateur Softball Association Women's Major Fastpitch Softball National Championship Tournament.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed ordinance he had the privilege of speaking at this time.

The following persons spoke:

John Anthony, 809 E. Michigan Avenue, representing the East Side Commercial Club, read a letter.

Resident of 4005 Devonshire St. spoke.

Lester Hanson, 3135 N. Grand River Avenue.

Rev. Robertson, Capital City Baptist Church.

Nancy Rapelje, 401 Chilson St.

Dick Johns, 2409 Victor St.

Jack Peterson, 1211 Eaton Ct.

Dale Sawyer.

Jim LaRoue, Promotion Chairman for Lansing Trappers Club.

Dick Dalman—2821 Aurelius Rd.

Herbert Eastman, 2127 Edgewood Blvd.

Dale Monk, 915 N. Capitol Ave.

Mrs. Spakman, 214 E. Jackson.

Wayne Renfrew, 6712 Milstream Lane.

Rev. Turner, Potter Park Methodist Church.

Paul Kyberz, 1736 Pierce Rd., presented petitions.

Cheryle Skinner, 3125 Shetland, presented petitions.

Gerry Neller, 2203 Luwanna Dr.

Richard McDonald, 300 Western Ave., representing Lansing Regional Chamber of Commerce.

Rev. Ed. Long, Inter-City Bible Church.

Clare Simons, 709 S. Pennsylvania Ave., President of the East Side Commercial Club.

Dorothy Frederickson, 6014 Kaynorth St.

M. P. Chesley, 3121 Glasgow Dr.

Mary Winegar, 723 N. Hayford St.

Mary Dallman, 2821 Aurelius Rd.

Mrs. Platte, 5702 Orchard Ct.

Mrs. Martin, 1657 Edgewood.

Larry Crandal, 2171 Meadowlark, Holt, spoke.

Sarah Frederickson, 2408 Reo Rd.

Linden Cecil, 9325 Strathmore, member of the Trappers Club.

Mrs. Robertson, Pastor's Wife—Capitol City Baptist Church.

Robert Wheeler, 124½ N. Eighth St.

Jeannie Hubler, 541 E. Holmes St.

Margarite Morofsky, 4221 S. Logan St.

Referred to Committee on Public Property and Safety.

Councilman Worthington made a motion that the Council recess for a period of 15 minutes.

Carried.

Council recessed at 8:35 p.m. and reconvened at 8:50 p.m.

Jim LaRoue, Promotion Chairman, Lansing Trappers Club, asked President Adado for permission to speak which was granted.

Mr. LaRoue said he was withdrawing his request for the sale of beer and wine at Ranney Park for the Women's Fastpitch Softball National Championship Tournament—August 15-23, 1980.

Councilmen Blair and Brenke spoke.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON NON-AGENDA ITEMS. YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

No person spoke.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

AUTOMOBILE WRECKER—

Duane's Jolly-Cedar Shell, Shroyer's Central Towing, Inc.

PUBLIC DRIVER—
Charles A. Mitchell.

MECHANICAL DEVICE—
Executive Arts Studio, Inc.

Referred to Committee on General Services.

Claim filed by Cassandra DeKett requesting reimbursement of money for the towing of her car.

Referred to Mayor, City Attorney.

Requests filed for street closings in connection with block parties:

Deborah J. Miller—Swanee Drive, August 16, 1980.

Lewis J. Mann—1100 block Cawood St., August 24, 1980.

E. W. Barnes—Alden Drive, July 21, 1980.

Mary Lou Lohr—Newton St., August 1, 1980.

Kathy Sherman—Portion of Linval St. between Baker St. and Christiancy St., July 26, 1980.

Referred to Mayor, Committee on Public Property and Safety.

Application filed for an Industrial Facilities Exemption Certificate for Cameron Tool Corp. at 1800 Bassett Ave.

Referred to Mayor, Economic Development Corporation.

Letter from Capitol Commons Citizens District Council recommending approval of the proposed contract with E.J.S. Housing Partnership for the Capitol Commons Project.

Referred to Mayor, Planning Board.

Letter from the Eastside Neighborhood Organization expressing their appreciation for the action that the Board of Zoning Appeals took in regard to the apartment house located at 300 Ferguson St.

Received and placed on file with copy to the Board of Zoning Appeals.

Letter from the Capital Area Transportation Authority submitting notification of proposed route changes to be implemented this fall.

Received and placed on file with copy to Mayor.

Wayne Magee submits plot plan for proposed construction on Hoyt St.

Referred to Mayor, Planning Board.

Michigan Municipal League submits copy of letter sent to Governor William G. Milliken in regard to collective bargaining policy.

Received and placed on file.

State of Michigan, Department of Natural Resources submits copy of letter sent to Charles Featherly Construction Co. in regard to flood plain permit.

Received and placed on file with copy to Planning Department.

Michigan Department of Natural Resources submits notice of application from the Board of Water and Light for a permit to repair a wash-out area under existing circulating water flume on the Grand River.

Received and placed on file.

Copy of letter from Virginia Carey that was sent to the Continental Cablevision Systems Manager in regard to lack of consideration and lack of service received and offers some solutions to the problem.

Received and placed on file with copy to Mayor.

State of Michigan, Michigan Public Service Commission submits application of Consumers Power Co. for authority to amend the reconciliation provisions of Rule 16 of its gas tariffs.

Received and placed on file.

The Roary Corporation requests final plat approval on Markland No. 1 and No. 2.

Referred to Mayor, Planning Board.

MAYOR'S EXECUTIVE ASSISTANT COMMENTS ON ANY ITEM ON THE AGENDA:

No comments.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING ITEMS LISTED ON THE AGENDA: COMMUNICATIONS AND PETITIONS, COMMITTEE REPORTS, REPORTS OF CITY OFFICERS AND BOARDS AND RESOLUTIONS. YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

Committee Report No. 3 and Ordinance No. 11B were removed from the agenda.

Jack Davis, Attorney for Parkside Co., S. Penna. Ct. spoke.

REPORTS OF COMMITTEES

The COMMITTEE ON GENERAL SERVICES approves the following applications and bonds for licenses:

AUTOMOBILE WRECKER—
Duane's Jolly-Cedar Shell, Shroyer's Central Towing, Inc.

PUBLIC DRIVER—
Charles A. Mitchell.

MECHANICAL DEVICE—
Executive Arts Studio, Inc.

Signed:

WILLIAM A. BRENKE,
TERRY J. McKANE,
LOUIS F. ADADO,
Committee on General
Services.

By COUNCILMAN BRENKE—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

That the Committee on Physical Development be discharged from this action and the Committee Report be placed under his name.

Carried.

By Councilman Worthington, to whom was referred the Ordinance of the City of Lansing to amend by adding a new section to be numbered Section 36-1116.4 to provide for an amendment to the amended physical development plan for NDA No. 3 (acquisition of properties at 811 E. North St. and 1417 Ballard St.), reports as follows:

That said ordinance be passed.

By COUNCILMAN WORTHINGTON—

That the report be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

July 10, 1980

President Louis Adado and Members of the Lansing City Council

Re: Redemption of Harold King v City of Lansing
Workers Disability Compensation Matter

Dear President Adado and Councilmembers:

In accordance with Article IV, Section 4-304.7 of the Lansing City Charter, this office hereby presents its recommendation for settlement of the above captioned matter for your consideration.

On or about March 28, 1978 the petitioner sustained a back injury while working as a laborer for the City of Lansing. For a period of time thereafter the petitioner received workers disability compensation benefits but said benefits were subsequently terminated once medical reports suggested that the petitioner had sufficiently recovered and was capable of returning to work for the City. The petitioner claimed his back injury continued to be disabling and subsequently the petitioner filed a petition for workers disability compensation benefits.

At this time, assuming the petitioner would prevail at trial, the City would be responsible for approximately \$15,851 in wage loss benefits plus any accrued medical expenses or rehabilitative expenses. After a series of extensive negotiations, this office and the petitioner's attorney tentatively agreed to redeem the City's liability for accrued wage benefits, medical expenses and rehabilitative services in the amount of \$1,800. If this redemption agreement is approved by the Workers Disability Compensation Bureau then the City will no longer be accountable for the accrued wage loss benefits or any medical and rehabilitative expenses incurred by the petitioner.

Although the petitioner's claim is not ironclad, it is the recommendation of this office that the proposed redemption agreement be approved by the Lansing City Council because of the uncertainties attending litigation, and particularly in view of the favorable decisions often accorded plaintiffs in workers disability compensation matters.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BLAIR—

That we concur in the recommendation of the City Attorney and the proposed redemption agreement be approved.

Carried.

July 10, 1980

President Adado and Members

Lansing City Council

Gentlemen:

Please find attached an Application for a Parade Permit from the American Legion, scheduled for 2 P.M. on Saturday, July 19, 1980, which has been approved by all the necessary departments.

Our personnel estimate this parade will cost the City a total of \$428.55, which represents one Sergeant, eleven Police Officers and twelve vehicles for two hours.

This is being submitted to your body for final approval.

Respectfully yours,

RICHARD A. GLEASON,
Chief of Police.

By COUNCILMAN GUNTHER—

That said parade permit be approved having received the signatures of all the required departments.

Carried.

July 11, 1980

President Adado and Members

Lansing City Council

Gentlemen:

Attached please find an application for a parade permit from the Forty Et Eight scheduled for 7:00 P.M. on Thursday, July 17, 1980, which has been approved by all the necessary departments.

Our personnel estimate this will cost a total of \$161 which represents one Sergeant, eight Police Officers and nine vehicles for one hour.

This is being sent for your final approval.

Respectfully yours,

RICHARD A. GLEASON,
Chief of Police.

By COUNCILMAN GUNTHER—

That said parade permit be approved having received the signatures of all the

required departments.

Carried.

DATE: 7/7/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Cristo Rey Community Center Re: Spanish Language Training Program

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

DATE: 7/8/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Director of Building Safety and Development Re: Trash Removal Assessment

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

By COUNCILMAN LINDEMANN—

That we concur in the recommendation of the Mayor and said assessment be placed on the December tax roll.

Carried.

DATE: 7/10/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Director of Building Safety and Development Re: Building Permits Issues for period of January 1 through June 30, 1980.

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

July 8, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

Attached to this letter is a memorandum from Ronald G. Stonehouse, Deputy Director for Redevelopment and a bid tabulation for demolition of 40 structures owned by the City of Lansing. This bid was handled in accordance with your resolution of August 27, 1979 requiring that bidders provide an opportunity for residents to purchase "bits and pieces" of these structures through an auction to be conducted by the bidder. The contractor's additional charge for conducting the "bits and pieces" auction was indicated as Alternate No. 1.

As the memorandum indicates, the low bidder, Ace Wrecking Company, did not bid Alternate No. 1, apparently due to restraints imposed by his insurance firm as to the bidder's liability in conducting the auction. The second low bidder, Bierlein Building Movers, Inc., bid \$69,600 on the demolition work and \$9,000 on Alternate No. 1 for a total of \$69,100. This is \$14,100 higher than the base bid of Ace Wrecking.

City Council has three options at this time, and I would recommend your most expedient action because of the seriously deteriorating condition of these homes and potential for vandalism or fire in these structures. The options before you are: 1) your policy of August 27, 1979 could be rescinded to eliminate the auction program. This bid clearly indicates additional costs to the City in conducting such a program and also indicates that insurance companies recognize the liability aspects for demolition firms which would undertake such an auction. City staff have also advised me that the City's liability would also be of concern in this program. 2) City Council could recommend that the "bits and pieces" auction be waived for this bid. A resolution to that effect would be requested if this is your course of action. 3) If City Council chooses to retain the auction program, an additional \$14,100 would be necessary to award this contract. The City Council resolution from last year did not appropriate funds for such an auction, and it is unclear whether Federal funds would be eligible for the extra expenses of the auction. Without undergoing extensive research and proper clarification from the Department of Housing and Urban Development, the use of Federal funds would be very questionable for this activity.

I would recommend the first option above and that your resolution of August 27, 1979, be rescinded. While this bid was opened on June 24, and may be accepted any time during a sixty-day period from bid opening, I would ask you for your immedi-

ate attention on this matter. The public safety is jeopardized by any delay in this demolition work getting underway. I would ask for your action on Tuesday, July 15, 1980.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 7/10/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Citizens District Council No. 3 Re: Amendment to Neighborhood Development Area No. 3 Plan

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 7/10/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group Re: Atmosphere Annealing application for Industrial Facilities Exemption Certificate

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

RESOLUTIONS

By COUNCILMAN BRENKE—

Resolved by the City Council of the City of Lansing:

That the request by the "Friends of Lee Crum" for a 24 hour liquor permit for a retirement party to be held on August 22, 1980 at the National Guard Armory, 2500 South Washington Avenue is hereby approved provided the special permit is obtained from the Liquor Control Commission.

Adopted by the following vote:

Unanimously.

By COUNCILMAN BRENKE—

Resolved by the City Council of the City of Lansing:

Whereas, the teen disco dance held in the Frandor Shopping Center parking lot on June 28th was well managed and no complaints were registered in reference to the event;

Now, Therefore, Be It Resolved by the City Council of the City of Lansing that the application by Rollerworld Systems, Incorporated, for an amusement license for teen disco dances to be held on July 19th and August 16th in the Frandor parking lot and on July 17th, 31st and August 14th in the Rollerworld parking lot at 930 West Holmes Road is hereby approved.

Adopted by the following vote:

Unanimously.

By COUNCILMAN McKANE—

Resolved by the City Council of the City of Lansing:

Whereas, Mr. Richard Christmas of 1735 Boston Boulevard in Lansing has been an avid supporter of this country's space program since October of 1958, and

Whereas, Mr. Christmas has shared his excitement over the endless possibilities brought to mind by space travel and exploration with the citizens of Lansing, and

Whereas, since 1958 Mr. Christmas has been writing letters, and constantly encouraging various governmental officials to lend their support to the space program, and

Whereas, on July 20, 1976, the United States of America landed on the surface of the moon and President Ford proclaimed that day "Space Exploration Day," now,

Be It Therefore Resolved by the City Council of the City of Lansing that Mr. Richard Christmas is hereby commended and honored for his enthusiasm and dedication to the furtherance of the space program, and

Be It Further Resolved, that Sunday, July 20th, 1980, is hereby proclaimed Richard Christmas Day in Lansing.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, by petition duly filed on April 10, 1980, this Council was petitioned to

establish a Lansing Commercial Redevelopment District CRD-6-80 pursuant to Public Act 255 of 1978; and

Whereas, the property involved is located on Holmes Road frontage 184 feet west of the center line of Pleasant Grove Road abutting the existing commercial plaza, and is more particularly described as:

Commencing in the Section line at a point 184 feet west of the Northeast $\frac{1}{4}$ of Section 31, T4N, R2W, City of Lansing, Ingham County, Michigan, thence west 100 feet along the north line of said section 31, thence south $0^{\circ} 15'$ east 194.4 feet, thence north $89^{\circ} 52'$ east 99.3 feet, thence north 194.63 feet to the point of beginning.

Petitioner: Anthony P. Nosal, Sr.

Whereas, due notice has been given for a public hearing on said petition; and

Whereas, at such hearing held on the 30th day of June, 1980, all parties interested therein were heard and given due consideration; and

Whereas, after considering all the testimony presented to this Council, this Council has determined that the proposed District is zoned for commercial uses and has been so zoned for three years prior to the effective date of P.A. 255 and the area is characterized by obsolete commercial property and a decline in commercial activity;

Now, Therefore Be It Resolved that the Council of the City of Lansing hereby establishes a Lansing Commercial Redevelopment District CRD-6-80 on the above described property;

Be It Further Resolved that no application for a Commercial Facilities Exemption Certificate shall be considered by this Council prior to Planning Department approval of a site plan indicating on-site circulation, parking, and landscaping for the area included in the Commercial Redevelopment District and the petitioner's abutting property on the east.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nays: Councilman Blair—1.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, by petition duly filed on February 19, 1980, this Council was petitioned to establish a Lansing Commercial Redevelopment District CRD-3-80, pursuant to Public Act 255 of 1978; and

Whereas, the property involved is com-

monly known as the southernmost lots fronting on the east side of South Pennsylvania Court, more particularly described as:

Lots 9 and 10 of Walter Neller's Company's Professional and Business Mart, City of Lansing, County of Ingham, Michigan.

Petitioner: The Parkside Company
% Richard Jankowski, D.D.S.

Whereas, due notice has been given for a public hearing on said petition; and

WHEREAS, at such hearing held on the 28th day of April, 1980, all parties interested therein were heard and given due consideration; and

Whereas, after considering all the testimony presented to this Council, this Council has determined that the proposed District is zoned for business uses and has been so zoned for three years prior to the effective date of P.A. 255 and the area is characterized by obsolete commercial property and a decline in commercial activity;

Now, Therefore, Be It Resolved that the Council of the City of Lansing hereby establishes a Lansing Commercial Redevelopment District CRD-3-80 on the above described property;

Be It Further Resolved, that it is the intent of this Council that approval of a Commercial Facilities Exemption Certificate for the "Parkside Office project" to be developed on this property shall be for a period not to exceed five years.

By COUNCILMAN BELEN—

That the resolution be amended as follows—in the last paragraph the last line the word "five" be changed to read "four."

Carried.

The resolution as amended was adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nays: Councilman Blair—1.

By COUNCILMAN BELEN—

Resolved by the City Council of the City of Lansing:

Whereas, by resolution dated December 17, 1979, the Lansing City Council certified the designation of the project area and established the project district area for the "Parkside Office Building" as the following:

Lots 9 and 10 of Walter Neller's Company's Professional and Business

Mart, City of Lansing, County of Ingham, Michigan; and

Whereas, the Lansing Economic Development Corporation on October 17, 1979, approved the project plan for the "Parkside Office Building" and requested the City Council to approve said project plan; and

Whereas, pursuant to Section 9 of P.A. 338 of 1974 as amended, the Planning Board reviewed and approved the project plan at their regular meeting of January 22, 1980; and

Whereas, before approval by the local governing body, it is necessary to hold a public hearing on the "Parkside Office Building" project plan;

Now, Therefore, Be It Resolved that the City Clerk give at least 10 days notice of a public hearing when all persons interested may attend and make known any objections they may have on the proposed project plan; and

Be It Further Resolved, that such hearing shall be held at the Council Chambers on the 4th day of August, 1980, at 7:00 P.M. and that notice of such hearing be published in a newspaper of general circulation in the City of Lansing.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nays: Councilman Blair—1.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

P-5-80
Ingham Park
Preliminary Plat

Whereas, Roary Corporation has requested final approval of the preliminary plat of Ingham Park; and

Whereas, the Planning Department, in accord with the provisions of Section 37-8 (5) of the Lansing Subdivision Regulations, has reviewed this request and recommended approval thereof; and

Whereas, the Physical Development Committee of the City Council has reviewed the report of the Planning Department and concurs therewith;

Now, Therefore, Be It Resolved, that the preliminary plat of Ingham Park be given final approval, subject, however, to all the conditions set forth by the City Council at the time of tentative preliminary approval.

Adopted by the following vote:

Unanimously.

By PHYSICAL DEVELOPMENT
COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, the Physical Development Committee has reviewed the request of Mr. Aristides Arvanites regarding the construction of sidewalks on the southeast corner of North Grand River and Joni's Circle, and

Whereas, the construction of said section of sidewalk would necessitate the removal of several trees belonging to the adjacent property owner,

Now, Therefore, Be It Resolved, by the City Council of the City of Lansing that the requirement for the construction of sidewalk on Joni's Circle on the corner of North Grand River be waived, and

Be It Further Resolved, that the remaining portion of Mr. Arvanites deposit relative to that section of sidewalk be refunded.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the City Clerk is hereby requested to schedule and announce a public hearing before the City Council at 7:00 p.m. on Monday, August 4, 1980, in the 10th floor Chambers of City Hall, for the purpose of receiving public comment on the proposed demolition of a vacant, unsafe structure located at 315 S. Hosmer.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the City Clerk is hereby requested to schedule and announce a public hearing before the City Council at 7:00 p.m. on Monday, August 4, 1980, in the 10th floor Chambers of City Hall, for the purpose of receiving public comment on the proposed demolition of a vacant, unsafe structure located at 314 Denver Street.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the City Clerk is hereby requested to schedule and announce a public hearing before the City Council at 7:00 p.m. on Monday, August 4, 1980, in the 10th floor Chambers of City Hall, for the purpose of receiving public comment on the proposed demolition of a vacant, unsafe structure located at 904 Middle Street.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council adopted a policy resolution on August 27, 1979, creating an experimental program to auction off "bits and pieces" of appointments and chattels in houses scheduled for demolition; and

Whereas, the City has received bids for a contract to demolish 40 City-owned structures, and desires to award the contract as soon as possible due to the unsafe condition of the houses; and

Whereas, the Administration has perrepresented to the Committee on Public Properties and Safety that a "bits and pieces auction" would yield very little value to residents from these houses, and that such an auction would cost the City more in terms of time, effort, and unbudgeted expenses than can be justified by the amount of salvageable material available;

Now, Therefore, Be It Resolved, the Lansing City Council hereby waives the provisions of the "bits and pieces auction" policy for the purpose of expediting demolition of these 40 unsafe structures; and

Be It Further Resolved, the auction policy will remain in effect for future City-owned structures scheduled for demolition, and the Administration is requested to develop procedural criteria for the holding of such auctions.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council has established a policy regarding the disposi-

tion of vacant lots in Neighborhood Development Areas; and

Whereas, Section 8-403.4 of the City Charter of the City of Lansing requires that City Council approve proposed sales of real estate.

Now, Therefore, Be It Resolved by the Lansing City Council that the following proposed sales be and are hereby approved:

To Genevieve M. Buck, a widow, the property legally described as the East 36 feet of Lot 67, Excelsior Land Company's Subdivision, City of Lansing, Ingham County, Michigan. (More commonly known as 1304 Perkins Street, Parcel No. 3301-22-255-281-0).

and

To William L. and Florence M. Findsen, husband and wife, the property legally described as the East 90½ feet of Lot 97, Excelsior Land Company's Subdivision, City of Lansing, Ingham County, Michigan. (More commonly known as 1142 Bensch Street, Parcel No. 3301-22-251-141-3).

Adopted by the following vote:

Unanimously.

By PHYSICAL DEVELOPMENT COMMITTEE and COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the West Elm Street Bridge over the Grand River, which was constructed in 1921, has deteriorated to the point that renovation is necessary, and

Whereas, this segment of Elm Street is classified as a Major Street by the City; and

Whereas, the closure of this bridge would significantly impair police, fire, and ambulance services; and

Whereas, the closure of this bridge would subject many residents of the metropolitan area to long detour routes and/or congestion; and

Whereas, the City Council has reviewed application materials prepared by Snell Environmental Group, Inc., for the Michigan Department of Transportation;

Now, Therefore, Be It Resolved, the City Council of the City of Lansing affirms the importance of this bridge to the City and the metropolitan area; and

Be It Further Resolved, the Council is actively seeking Federal and State financial participation in the renovation of this bridge.

Adopted by the following vote:

Unanimously.

By COMMITTEES ON PHYSICAL DEVELOPMENT and PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the South Washington Avenue Bridge over the Grand River, which was constructed in 1902, has deteriorated to the point that replacement is necessary; and

Whereas, this segment of Washington Avenue is classified as a Major Street by the City; and

Whereas, the closure of this bridge would significantly impair police, fire, and ambulance services; and

Whereas, the closure of this bridge would subject many residents of the metropolitan area to excessively long detour routes and/or congestion;

Whereas, the City Council has reviewed application materials prepared by Snell Environmental Group, Inc., for the Michigan Department of Transportation;

Now, Therefore, Be It Resolved, the City Council of the City of Lansing affirms the importance of this bridge to the City and the metropolitan area; and

Be It Further Resolved, the City Council is actively seeking Federal and State Financial participation in the replacement of this bridge.

Adopted by the following vote:

Unanimously.

By PHYSICAL DEVELOPMENT COMMITTEE and PUBLIC PROPERTIES AND SAFETY COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, the Shiawassee Street Bridge over the Grand River, which was constructed in 1923, has deteriorated to the point that renovation is necessary; and

Whereas, this segment of Shiawassee Street is classified as a Major Street by the City; and

Whereas, the closure of this bridge would significantly impair police, fire, and ambulance services; and

Whereas, the closure of this bridge would subject many residents of the metropolitan area to excessively long detour routes and/or congestion; and

Whereas, the City Council has reviewed application materials prepared by Snell Environmental Group, Inc., for the Michigan Department of Transportation;

Now, Therefore, Be It Resolved, the City Council of the City of Lansing affirms the importance of this bridge to the City and the metropolitan area; and

Be It Further Resolved, the Council is actively seeking Federal and State financial participation in the renovation of this bridge.

Adopted by the following vote:

Unanimously.

By WAYS AND MEANS COMMITTEE—

Resolved by the City Council of the City of Lansing:

That the balance requested or the remaining unexpended as indicated in the following accounts at June 30, 1980, be reappropriated and brought forward to indicate accounts in the 1980-81 budget year.

Department-Account number

City Council	
101-101-000-977	Equipment
Administrative Services	
101-222-000-741	Misc. & Operating Expense—Max. of \$450.00
101-265-000-931	Building Maint.—City Property—Max. of \$24,400.00
Police	
101-308-000-930	Repair & Maintenance—Central Records
101-309-000-977	Equipment—Max. of \$11,500.00
Fire	
101-337-000-956	Donations
Emergency Services	
101-426-000-702	Salaries
101-426-000-741	Operating Expense
101-426-000-930	Maintenance
101-426-000-977	Equipment
(carry into 101-426-000-977)	
Public Service—Traffic	
101-437-000-977	Equipment
101-692-000-956	Citizens Contributions
Parks	
101-718-000-963	Taxes & Assessments
101-725-509-707	Outdoor Sports—Contract Wages
(carry into 101-727-500-707)	

101-718-000-931	Mall Maintenance
Public Service	
101-936-811-975	South Street Complex
Parks—Revenue Sharing	
249-936-730-976	Dodge Mansion
249-936-753-974	Swimming Pool
Parks—Civic Center	
593-539-000-930	Repair & Maintenance
593-539-000-977	Equipment
Public Service—Act 51	
202-452-611-974	Resurface Major Streets
202-452-610-974	Roto Mill—Major Streets
202-469-000-938	Curb & Gutter Repair
202-469-616-782	Recondition After Curb
203-452-617-974	Local Street Improvements
203-469-000-938	Curb & Gutter Repair
Public Service—Parking	
585-571-451-931.01	Parking Garage
585-571-452-931.01	Repairs
585-571-453-931.01	
585-571-454-931.01	
585-536-000-802	Professional Services
585-571-452-977	Parking Revenue
585-570-425-977	Equipment
585-547-000-977	Meter Checker Vehicle
585-547-000-740	Meter Checker Uniforms
585-548-000-740	Operating Supplies—Violations—Max. of \$128.00
Public Service—Sewage Disposal	
590-536-000-977	Equipment
590-536-607-974	Capital Commons Sanitary
590-536-608-974	City Portion Sanitary Sewers
590-536-609-974	City Share—Delta Sewers
590-536-610-974	City Share—Delhi Sewers
590-536-611-974	Montgomery Drain
590-536-612-974	201 Facilities Plan
590-536-722-974	Pumping Stations

Garbage Collection
596-550-000-985 Vehicles

Asphalt Plant
627-910-000-977 Equipment

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT III

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

That the special assessment roll for Storm and Sanitary Sewer Separation:

Assessment Roll No. 278

PS 47040—Storm & Sanitary

Property Benefited: All lands fronting on the following streets listed below except all public streets and alleys and other lands deemed not benefited.

Sanitary Sewer:

Woodman St. Extended from McCullough to Clemens St.

Storm Sewer:

Perkins St. from Lathrop to Clemens

Allen St. from Woodman to Perkins

Shepard St. from Woodman to Main St.

Regent St. from Woodman St. to Main St.

Main St. from Regent St. to McCullough St.

Walsh St. from Clemens St. to Lathrop St.

Clemens St. from Walsh to Woodman St. Extended

The revised estimated expense of said improvements based upon construction bids are as follows:

Project No. PS 47040—

Assessment Roll No. 278

Intersection and City Contribution

Storm	\$ 45,402.00*
Sanitary	\$ 59,915.00**
Total	\$105,317.00

Assessable to Property Owners

Storm	\$156,141.25
-------------	--------------

Sanitary	\$ 0.00
Total	\$156,141.25

Total Project Cost

Storm	\$201,543.25
Sanitary	\$ 59,915.00
TOTAL PROJECT COST	\$261,458.25

*Storm Acct. 101-936-617-973.000

**Sanitary Acct. 590-536-608-974.000

returned by the City Assessor be received and placed on file, and the City Clerk be directed to publish a notice thereof by publication in a local newspaper five days in accordance with Section 28-17, of Chapter 28 of the Code of Ordinances.

Resolved Further, that the City Council will meet at the Council Rooms on Monday, the 4th day of August, 1980, at 7:00 o'clock p.m. for the purpose of reviewing said assessment roll.

All work is a part of the Clemens St. Area Storm & Sanitary Sewer Separation Contract, PS 47040.

I hereby certify that funds are available and encumbered for the City of Lansing's share of said project.

CHARLES S. REMENAR,
Deputy City Controller.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT V

Resolved by the City Council of the City of Lansing:

That the supplementary special assessment roll for razing a residential structure as per City Council Order of March 17, 1980:

Assessment Roll No. 38-K—

Location—(Was) 1704 Maplewood Avenue as returned by the City Assessor be and the same is hereby ratified and confirmed, and that the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to refund to all persons who have paid said tax as originally assessed the pro rata amount of difference as shown in said supplementary roll, and collect all unpaid tax as shown on said roll on or before October 14, 1980.

Adopted by the following vote:

Unanimously.

By WAYS AND MEANS COMMITTEE—

Resolved by the City Council of the City of Lansing:

That the following transfers be made:

- \$ 903.00 from Police Helicopter Unit
Misc. & Operating Exp.
A/C 101-316-023-741
- \$ 903.00 to Property Management
Contractual Services
A/C 101-265-000-801
- \$ 2,300.00 from Potter Park—Bldg. Main-
tenance—Parks Dept.
A/C 101-719-000-931
- \$ 2,300.00 to Property Management
—Unscheduled Mainte-
nance
A/C 101-265-002-931
- \$ 750.00 from Special Events
A/C 101-692-000-883
- \$ 750.00 to City Market—Wages,
Contract
A/C 101-694-000-707
- \$ 13,738.00 from City Market—Salaries &
Longevity
A/C 101-694-000-702
- \$ 13,738.00 to City Market—Wages,
Hourly
A/C 101-694-000-706
- \$ 200.00 from City Market—Salary,
Overtime
A/C 101-694-000-708
- \$ 200.00 to City Market—Hourly
Overtime—Parks Dept.
A/C 101-694-000-709
- \$101,000.00 from Fund Balance—1969
Street Improvement—Bond
Issue
A/C 401-000-004-390
- \$101,000.00 to Elm Street Bridge—
P.S. Dept.
A/C 401-452-010-974.688
- \$ 32,138.00 from Contingency—1974 Waste
Water Treatment Grant
A/C 571-550-050-962
- \$ 30,246.00 to Construction—Con-
tract No. 72-5-4—The
Christman Co.
A/C 571-550-040-975.030
- 1,892.00 to Construction—Con-
tract No. 72-5-4—Clark
Construction—P.S. Dept.
A/C 571-550-020-975.030
- \$ 1,600.00 from Estimated Revenues
A/C 596-000-000-160
- \$ 1,600.00 to Insurance—P.S. Dept.
A/C 596-550-000-910
- \$ 70,000.00 from Retained Earnings—
Asphalt Plant
A/C 627-000-000-395
- \$ 70,000.00 to Demolition—Asphalt
Plant—P.S. Dept.
A/C 627-910-000-801

I hereby certify that this is a properly
drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Approved:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
TERRY J. McKANE,
Ways and Means Committee.

Adopted by the following vote:

Unanimously.

By WAYS AND MEANS COMMITTEE—

Resolved by the City Council of the City
of Lansing:

FY 1979-80

That the following transfers be made:

- \$ 7,000.00 from Election Department—
Wages—Election Inspection
A/C 101-191-000-720
- \$ 7,000.00 to City Clerk Dept.—
Publishing
A/C 101-215-000-905
- \$25,475.00 from Human Service Matching
Funds
A/C 249-934-000-969
- \$25,475.00 to Revenue Sharing Fund
Balance
A/C 249-000-000-390
- \$25,475.00 from General Fund Fund Balance
A/C 101-000-000-390
- \$25,475.00 to Human Service Match-
ing Funds
A/C 101-934-111-969

I hereby certify that this is a properly
drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Approved:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
TERRY J. McKANE,
Ways and Means Committee.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke,
Gunter, Lindemann, McKane, Worthing-
ton—7.

ORDINANCES

By COUNCILMAN WORTHINGTON—

The committee reported that it had con-
sidered an ordinance providing that the
Code of Ordinances, City of Lansing,
Michigan, be amended by adding a new
section to be numbered section 36-1116.4 to
provide for an amendment to the amended
physical development plan for NDA No. 3
(acquisition of properties at 811 E. North

St. and 1417 Ballard St., and recommended that the ordinance be passed.

Carried.

ORDINANCE NO. 575

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by adding a new section to be numbered section 36.1116.4 to provide for an amendment to the amended physical development plan for NDA No. 3 (acquisition of properties at 811 E. North St. and 1417 Ballard St.), be placed on order of immediate passage.

Carried.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by adding a new section to be numbered section 36-1116.4 to provide for an amendment to the amended physical development plan for NDA No. 3 (acquisition of properties at 811 E. North St. and 1417 Ballard St.), be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 575

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT CHAPTER 36, ARTICLE XIV OF THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, BE AMENDED BY ADDING A NEW SECTION TO BE NUMBERED 36-1116.4 TO PROVIDE FOR AN AMENDMENT TO THE AMENDED PHYSICAL DEVELOPMENT PLAN FOR NEIGHBORHOOD DEVELOPMENT AREA NO. 3 WITHIN THE CITY OF LANSING.

The City of Lansing Ordains:

Section 1. That Chapter 36, Article XIV of the Code of the City of Lansing, Michigan, be amended by adding a new section to be numbered Sec. 36-1116.4 to read as follows:

Sec. 36-1116.4. Amendment to the plan established.

The Physical Development Plan referred to in Sec. 36-1116 is hereby modified by incorporating the following into the ordinance pursuant to Sec. 36-121.

The inclusion of two structures in the acquisition program under the section "Physical Condition." The structures are located at 811 North Street and 1417 N. Ballard Street.

The deletion of these structures from the Housing Rehabilitation List.

The modification of maps to reflect the changes detailed above.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Section 3. This ordinance shall take effect thirty (30) days from its passage unless given immediate effect by the City Council.

By COUNCILMAN McKANE—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived for the purpose of presenting items that are not listed on the agenda.

Carried.

By COUNCILMAN McKANE—

That the Committee on Human Services be discharged from this action and this report be placed under my name.

Carried.

By COUNCILMAN McKANE—

Resolved by the City Council of the City of Lansing:

That the re-appointment of Mrs. Jane Tibbets to the Human Relations Board for a term to expire June 30, 1984, is hereby approved.

Adopted by the following vote:
Unanimously.

REMARKS BY THE MAYOR OR HIS EXECUTIVE ASSISTANT

No remarks.

REMARKS BY THE CITY COUNCIL

No remarks.

By COUNCILMAN GUNTHER—

That this meeting stand adjourned.

Carried.

Council adjourned at 10:17 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

July 15, 1980

F/B

CITY CLERK'S OFFICE
Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE
U. S. POSTAGE
PAID
Permit No. 1461
Lansing, Michigan

527

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, July 21, 1980

CITY COUNCIL ROOMS

Lansing, Michigan

July 21, 1980

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by President Adado.

Present: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Belen.

Pledge of Allegiance was led by Councilman Belen.

HEARINGS ON PROPOSED CHANGES IN ZONING CLASSIFICATIONS

July 21, 1980, at 7:00 o'clock being the

time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-13-80—2610-2700-2710 West Miller Road

be rezoned from "A" One Family Residential and "A-1" Non-Conforming Districts to "G-2" Wholesale, "DM-1" Multiple Family Dwelling and "C" Two Family Residential Districts.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment.

John Dood, attorney representing Roy Markey, 712 Michigan National Tower, spoke and also presented petitions.

Mike Markey spoke.

Mr. Bliesner spoke.

Referred to Committee on Physical Development.

July 21, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-18-80—311 Seymour Street

be rezoned from "D" Apartment District to "D-1" Professional Office District.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment.

Referred to Committee on Physical Development.

July 21, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-20-80—Vacant lot in the 800 block of West Holmes Road (south side)

be rezoned from "A" One Family Residential District to "F" Commercial District.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment.

Referred to Committee on Physical Development.

PUBLIC HEARINGS

July 21, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed revising of sections 9A-1, 9A-3, 9A-4, 9A-5, 9A-8, 9A-9, 9A-15 and adding a new section 9A-16 to the Uniform Housing Code.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed revision he had the privilege of speaking at this time.

Referred to Committee on Public Property and Safety.

July 21, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed Ordinance revising Chapter 31 of the code to update and strengthen provisions concerning truck route.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed ordinance he had the privilege of speaking at this time.

Roy Bates, 830 Harris St., spoke for neighbors in opposition to Harris St. being a truck route.

Mr. Rajendra from Planning Department spoke.

Don Fankboner, 714 Harris St., spoke.

Mike DeRose, 2512 Boston Blvd., spoke.

Referred to Committee on Public Property and Safety and Committee on Physical Development.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON NON-AGENDA ITEMS. YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

Dale Monk, 915 N. Capitol, spoke relative storm in regard to fallen trees.

Rose Ray, 802 Seymour, representing the Cerebral Palsey spoke on their winning sports events and introduced the coaches.

Councilman Belen asked that a resolution of commendation be written and presented to Council on July 28, 1980 meeting.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

RUBBISH HAULER—
Henry Kline.

CABARET LICENSES—
Johnson's Bar, Pappy's Pizza, Harley Hotel, The Garage, Trammpp's, River-view Tavern.

THEATRES—
Lansing Drive-In, Michigan.

Referred to Committee on General Services.

Card of appreciation from family of Richard Lilly.

Received and placed on file.

The following preliminary plats have been filed:

Four Seasons filed by Fred White Engineering Co. for Beneicke & Krue.

Referred to Mayor, Planning Board.

The following claims have been filed:

David N. Boatman for damage to his automobile window due to golf ball.

George H. Krause, Attorney for Charles E. Wray, for injuries received after tripping over a raise in a sidewalk on Forbes Street.

Referred to Mayor, City Attorney.

Petitions filed for rezoning:

Z-25-80—

That part of Lots 8, 9, 10, 11 and 12, Block 148, Original Plat of the City of Lansing, Ingham County, Michigan, described as: Beginning at the NW corner of Lot 12, Block 148; thence East 122.0 feet on the North line of Block 148; thence South 90.0 feet on a line 17.0 feet East of the East wall of the hotel; thence Southwesterly 7.1 feet; thence South 72.0 feet on a line 12.0 feet East of the East wall of the hotel; thence East 4.0 feet; thence South 163.0 feet to the South line of Lot 8; thence West 121.0 feet to the West line of Block 148; thence North 330.0 feet on the West line of Block 148 to the point of beginning. ALSO, the East 36.0 feet of the West 99.0 feet of Lot 7, Block 148, City of Lansing, Ingham County, Michigan, from "D-1" Professional Office District to "D" Apartment District—(501 Townsend Street).

Z-26-80—

Proposed plat of Westwood Park No. 2, City of Lansing, Ingham County, Michigan, from "G-2" Wholesale District to "A" One Family Residential District—(Westwood Avenue—north end).

Referred to Mayor, Planning Board.

Petition filed for Special Use Permit:

SUP-9-80—

2045 W. Jolly Road—Child care center.

Referred to Mayor, Planning Board.

Requests filed for block parties:

Marvin Smith—4600 block of Lyncott St.—July 26, 1980.

John Hersman—Portion of Artisan St.—July 26, 1980.

By COUNCILMAN LINDEMANN—

That the above requests be approved provided all necessary administrative actions are completed without objection.

Carried.

Ziegler's Charcoal House in Frandor requests a temporary permit to have a patio cafe during August, 1980.

Referred to Mayor, Committee on General Services.

A & E Printers and Mailers, Inc., submits application for an Industrial Facilities Exemption Certificate.

Referred to Mayor, Economic Development Corporation.

Letter from State of Michigan in regard to excess property at Edgewood Blvd. and Cedar Street.

Referred to Mayor, Committee on Public Property and Safety.

Letter from Sue Hamilton asking if the Summer Leisure Center program could be started earlier in the morning to help working parents.

Referred to Mayor.

Letter from the Bethlehem Temple Church requesting that the deposit required for use of the Riverfront Park Sun Bowl be waived in connection with a Youth Rally Service to be held August 16, 1980.

Referred to Mayor.

Letter from Stanley Kasuda requesting that the assessment placed on his property at 3304 Sheffer St. due to incorrect violation notice.

Referred to Mayor, City Attorney.

Eaton County Historical Commission submits notice of tours they are sponsoring this Summer and Fall.

Received and placed on file.

State of Michigan—Department of Natural Resources submits:

Flood Plain Permit for Mr. and Mrs. Earl Lovell.

Flood Plain Permit for Mr. Wayne McGee.

Received and placed on file with copy to Planning Department.

Department of Commerce, Bureau of the Census, submits 1980 Census update.

Received and placed on file.

Charter Township of Delta submits copy of resolution passed by the Board of Trustees in regard to tax abatement.

Referred to Mayor, Economic Development Corporation and Committee on Economic Development.

MAYOR'S EXECUTIVE ASSISTANT COMMENTS ON ANY ITEM ON THE AGENDA:

No comment.

**THE PUBLIC MAY NOW ADDRESS
THE CITY COUNCIL ON ANY OF
THE FOLLOWING ITEMS LISTED
ON THE AGENDA: COMMUNICA-
TIONS AND PETITIONS, COMMIT-
TEE REPORTS, REPORTS OF CITY
OFFICERS AND BOARDS AND
RESOLUTIONS. YOU MAY SPEAK
ONLY FOR 3 MINUTES ON ANY
ONE ITEM.**

Communication No. 3b is not on as it has been previously filed.

The following persons spoke on Resolution No. 2b—(Castellani's Market request for a sidewalk cafe).

Darlene Sherrell, 2209 Clifton St.

Larry Jordon.

Gene Martin, 133 Leslie St., spoke in regard to Letter from the Chief of Police relative police harassment on certain individuals.

REPORTS OF COMMITTEES

The COMMITTEE ON GENERAL SERVICES approves the following applications and bonds for licenses:

RUBBISH HAULER—
Henry Kline,

CABARET LICENSES—

Johnson's Bar, Pappy's Pizza, Harley Hotel, The Garage, Trammpp's River-view Tavern.

THEATRES—

Lansing Drive-In, Michigan.

Signed:

WILLIAM A. BRENKE,
TERRY J. McKANE,
LOUIS F. ADADO,
Committee on General
Services.

By COUNCILMAN BRENKE—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

July 16, 1980

Honorable Mayor and Members
of the Lansing City Council

Re: Claim of William J. Hafner in the
amount of \$361.83

Dear Mayor and Council:

Claimant alleged that on March 21, 1980, he was traveling on Castle Street in a southerly direction and stopped for a traffic signal at the intersection of Ottawa and Castle, and when the traffic signal changed he started forward, but had to stop again for the traffic and was struck from the rear by a city owned vehicle which caused physical damage to the rear of claimant's vehicle. This office obtained a copy of the police report which certified these facts. Claimant submitted a bill in the amount of \$361.83 for cost of materials and labor to repair the rear of his vehicle.

Under Michigan's no fault insurance laws (MCLA 500.3101 et seq; MAS 24.13101 et seq.) a motorist is required to have mandatory property damage liability coverage to pay benefits for accidental damages arising out of the ownership, operation, maintenance or use of a motor vehicle and must look to his own insurance carrier for property damage coverage. MCLA 500.3121; MSA 24.13121. He has no recourse against the City for such damage.

Therefore, based upon the presence of no fault automobile insurance coverage and the above Michigan no fault insurance laws, it is the recommendation of this office that the claimant's claim be denied.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BLAIR—

That we concur in the recommendation of the City Attorney and said claim be denied.

Carried.

July 16, 1980

Honorable Mayor and Members
of the City Council

Re: Claim of Jack K. Plott in the
amount of \$15.00

Dear Mayor and Council:

The claimant incurred damage in the amount of \$15.00 to his automobile when he struck a chuckhole near the intersection of East Grand River Avenue and East Saginaw Street on April 25, 1980. MCLA 691.1403; MSA 3.996(103) states:

"No governmental agency is liable for injuries or damages caused by defective highways unless the governmental agency knew, or in the exercise of reasonable diligence should have known, of the existence of the defect and had a reasonable time to repair the defect."

The Public Service Department indicates that the first notification they received of any chuckhole in the vicinity of this incident was at 8:17 a.m. on April 25, 1980 when that Department received a call reporting same from an unknown subject. Public Service records do not indicate the exact time and/or date the pothole was repaired. This claimant indicates he struck a pothole at this location at approximately 7:00 p.m. on April 25, 1980.

Based on the aforementioned facts, it is possible that the City of Lansing received notice of the defect approximately eleven hours prior to the time this claimant struck it. Information provided by the Public Service Department indicates that an eleven hour period would constitute an "unreasonable time" period for response. It is therefore the recommendation of this office, given the facts and the amount of this claim that this claim be awarded.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BLAIR—

That we concur in the recommendation of the City Attorney and the City Clerk be and she is hereby directed to draw a warrant on the City Treasurer in the amount of \$15.00 payable to Jack K. Plott.

Carried.

July 14, 1980

Honorable Mayor and Members
of the Lansing City Council

Re: Claim of Jose Rios in the amount
of \$250.00

Dear Mayor and Council:

Claimant alleged that on April 9, 1980 at 1:30 p.m. while traveling north on Aurelius Road by Keeps Grocery Market his vehicle struck a large pothole and caused the two front wheel rims to bend and the tires to go flat. Claimant submitted a bill in the amount of \$306.62 for costs to replace two rims and two tires and for a balancing of the tires. However, claimant's insurance would not cover \$250.00 of the repair bill, therefore he seeks reimbursement in the amount of \$250.00.

Mr. Howard G. McCaffery, Director of the Public Service Department of the City of Lansing informed this office that his Department received two calls concerning the potholes on Aurelius Road on April 9, 1980 at 12:35 p.m. and 12:45 p.m., and it appears that that Department's pothole work crew was working in the north side of the City when the calls were received and repaired the pothole stated above shortly after the claimant struck it.

MCLA 691.1402; MSA 3.996(102) provides in part:

"Each governmental agency having jurisdiction over any highway shall maintain the highway in reasonable repair so that it is reasonably safe and convenient for public travel. Any person sustaining bodily injury or damage to his property by reason of failure of any governmental agency to keep any highway under its jurisdiction in reasonable repair, and in condition reasonably safe and fit for travel, may recover the damages suffered by him from such governmental agency."

And, MCLA 691.1403; MSA 3.996(103) provides in part:

"No governmental agency is liable for injuries or damages caused by defective highways unless the governmental agency knew, or in the exercise of reasonable diligence should have known, of the existence of the defect and had a reasonable time to repair the defect before the injury took place."

Based upon the foregoing statutory provisions and the facts presented by this claim, it is apparent that the City of Lansing had notice on April 9, 1980 the date of the alleged incident, of the defect existing at the above stated location approximately one hour prior to the occurrence of the alleged incident. However, the time period between the time of notification and the occurrence of the alleged incident did not give the City of Lansing's Public Service Department reasonable time to repair the defect existing at the above location, in view of the fact that the Public Service

Department's pothole work crew was working in the north side of town at the time of the notification to the Public Service Department of the defect existing at the above location. Therefore, it is the recommendation of this office that the claim be denied on the basis of governmental immunity.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BLAIR—

That we concur in the recommendation of the City Attorney and said claim be denied.

Carried.

July 9, 1980

Honorable Mayor and Members
of the Lansing City Council

Re: Claim of David Reglin in the
amount of \$124.80

Dear Mayor and Council:

The claimant has submitted a claim for the replacement cost of a CB radio which had been reported stolen and was later recovered by the Lansing Police Department and sold at a police auction held on April 12, 1980. The price received for the radio at the auction was forty-five dollars (\$45.00).

The City has not, by ordinance, established procedures for dealing with claims of property after it has been recovered and sold pursuant to a police sale. The State of Michigan has established, by statute, procedures for dealing with such claims after similar sales by the Michigan State Police:

" . . . The owner of stolen property may prove his claim by proving the identity of the property and be reimbursed from the state treasurer in an amount not to exceed the amount paid for such goods at said sale, if such proof is accepted by the administrative board after the sale; Provided, however, that such claim shall have been filed with the state administrative board not later than six (6) months after such sale." MCLA 28.406; MSA 3.850.

While that State law is not binding on the City of Lansing, since Mr. Smith did submit the claim within six months of the auction and did submit satisfactory proof of his ownership of the radio, it is the recommendation of this office that the claim be approved in the amount of forty-five dollars (\$45.00).

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BLAIR—

That we concur in the recommendation of the City Attorney and the City Clerk be and she is hereby directed to draw a warrant on the City Treasurer in the amount of \$45.00 payable to David Reglin.

Carried.

July 11, 1980

Honorable Mayor and Members
of the Lansing City Council

Re: Claim of Michael D. Bogwell in the
amount of \$7.50

Dear Mayor and Council:

This claimant was involved in an accident with his motorcycle at the intersection of Mt. Hope Avenue and Cedar Street on June 14, 1980, which necessitated his transportation to a Lansing hospital for treatment. The claimant was in possession of a twelve pack of Miller's beer at the time of the accident. The amount of this claim represents the cost of a twelve-pack of Miller's beer which turned up missing after being placed in a Lansing patrol vehicle.

Inquiry by this office reveals that one Lansing Police officer and a Lansing Fire Department ambulance responded to the scene of the accident. A Lansing fireman handed a brown paper bag, apparently containing the twelve-pack, to the Lansing officer which was placed in the unlocked and unattended back seat of the police vehicle. Upon clearing the scene of this accident sometime later, the officer discovered the brown paper bag allegedly containing the twelve-pack of beer was missing. The officer has since been disciplined through the Internal Affairs Division of the Lansing Police Department for leaving the patrol vehicle unlocked.

Based on the above, it is the opinion of this office that the officers who responded to this call was negligent and that this claim in the amount of \$7.50 should be paid.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BLAIR—

That we concur in the recommendation of the City Attorney and the City Clerk be and she is hereby directed to draw a warrant on the City Treasurer in the amount of \$7.50 payable to Michael D. Bogwell.

Carried.

July 14, 1980

Gerald W. Graves
Mayor, City of Lansing
9th Floor, City Hall
Lansing, Michigan 48933

Honorable Mayor and Members
of City Council:

I am an employee of the City of Lansing, working in the Building Safety and Development Department. I have applied for a Section 312 Loan. The issue of Conflict of Interest has been addressed with the City Attorney's office. Their opinion is that I am not in Conflict of Interest.

Enclosed is a copy of the City Attorney's opinion. This affidavit is to inform you of my intent to rehabilitate my home located at 1525 North High Street in N.D.A. No. 3.

Sincerely,

JESSE LOPEZ,
Housing Rehabilitation
Coordinator.

Received and placed on file.

DATE: July 15, 1980

TO: Council President Louis Adado, Mayor
Gerald Graves and City Clerk Theo
Fulton

FROM: Edward J. Piloske, Principal In-
ternal Auditor

SUBJECT: Interim Monitoring Audit of
the Michigan Capitol Girl Scout Council,
Inc., C.E.T.A. Contract

In accordance with Section 3-402.3 of the City Charter, the Office of Internal Audit submits the following interim monitoring audit report of the Michigan Capitol Girl Scout Council, Inc., current FY 1979-80 C.E.T.A. Title II contract subgranted by the City of Lansing.

As this is a report with a qualified audit opinion with exceptions that will require an audit follow-up by this Office, no response to this report will be required until after the issuance of the audit follow-up report shortly after August 1, 1980. Refer to page 10 of the enclosed report.

Referred to Committee on Ways and Means.

July 14, 1980

To the Honorable Mayor
and Members of the Council

Gentlemen:

I am hereby submitting special assessment Roll No. 278 based on estimated cost, for the purpose of constructing storm and sanitary sewer separation in the following streets.

Woodman St. extended from McCullough to Clemens St., Perkins St. from Lathrop to Clemens, In Allen Street from Wood-

man to Perkins, In Shepard St. from Woodman to Perkins, In Leslie St. from Woodman to Main St., In Regent St. from Woodman to Main St., In Main St. from Regent to McCullough St., In Walsh St. from Clemens to Lathrop St., In Clemens St. from Walsh to Woodman St., extended.

TO BE ASSESSED	\$156,141.25*
CITY SHARE	105,317.00
TOTAL	\$261,458.25

Respectfully submitted,

PAUL S. CREEVY,
City Assessor.

*\$762.94 from the assessed share will be transferred to City share. This is property in the name of Natural Resources and they do not pay special assessment liens. This will lower the Assessed share to \$155,378.31.

Referred to Committee on Physical Development.

July 17, 1980

President Adado and Members

Lansing City Council

Gentlemen:

With reference to the appearance of Gene Martin, Chairperson, Lansing Association for Human Rights, and members of the gay community in Lansing before Council on June 2, 1980, and your subsequent forwarding to the Police Board of their complaints against the Police Department, please be advised of the following.

A committee of three Police Commissioners were appointed to meet with Mr. Martin and his group, which meeting took place on June 20, 1980. Minutes of that meeting are attached, as well as two reports from Sergeant Jerry Mires of our Internal Affairs Unit. These minutes and reports were presented to the Police Board at their regular meeting on July 15, 1980. It was determined that this meeting with Gene Martin provided no additional information than previously provided, that the Police Board and the Police Department have gone over and above the normal routine in attempting to determine the validity of their complaints, and it was the unanimous decision of the Police Board that the attachments be forwarded to your body as the formal report of the Police Board.

Respectfully yours,

RICHARD A. GLEASON,
Chief of Police.

Referred to Committee of the Whole.

DATE: 7/15/80

TO: City Council President and Members
 FROM: Gerald W. Graves, Mayor
 SUBJECT: Submission of attached correspondence from the Lansing Convention Bureau Re: Bureau's activity for period of April 15, 1980, through June 30, 1980

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
 Mayor.

Received and placed on file.

DATE: 7/11/80

TO: City Council President and Members
 FROM: Gerald W. Graves, Mayor
 SUBJECT: Concurrence with attached correspondence from the Building Safety and Development Director Re: Trash Removal Assessment

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
 Mayor.

By COUNCILMAN LINDEMANN—

That we concur in the recommendation of the Mayor and said assessment be placed on the December tax roll.

Carried.

DATE: 7/14/80

TO: City Council President and Members
 FROM: Gerald W. Graves, Mayor
 SUBJECT: Concurrence with attached correspondence from the Building Safety and Development Director Re: Weed Assessment

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
 Mayor.

By COUNCILMAN LINDEMANN—

That we concur in the recommendation of the Mayor and said assessment be placed on the December tax roll.

Carried.

July 15, 1980

City Council President and Members
 10th Floor
 City Hall
 Lansing, Michigan 48933

Dear Council President and Members:

The City is required by H.U.D. Regulations to have a grantee performance hearing prior to planning for the next year's Community Development Block Grant.

I have scheduled our grantee performance hearing for July 30, 1980, at 7:00 p.m., in City Council Chambers on the 10th Floor of City Hall. This date conforms with H.U.D.'s requirement of holding a performance hearing 30 to 60 days prior to planning the next year's grant, which we have been scheduling in past years for the last week of August or the first week of September.

Announcements will be distributed to the News Media, Citizens groups and other interested parties to attend this public hearing.

Sincerely,

GERALD W. GRAVES,
 Mayor.

Received and placed on file.

July 15, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

In the past, we have noted a correlation between increased unemployment and increased crime. This correlation seems to be evident again, as the attached shows.

Sincerely,

GERALD W. GRAVES,
 Mayor.

Received and placed on file with copy to the Committee on Public Property and Safety.

DATE: 7/17/80

TO: City Council President and Members
 FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director Re: Capitol Commons UDAG

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
 Mayor.

Referred to Committee of the Whole for their file.

DATE: 7/17/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the City Engineer Re: Quit Claim Deed from B. J. McGuire, Jr., for the intersection improvements at Willow and Logan Streets (Resolution attached)

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 7/17/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the City Engineer Re: Easement to be recorded for 1243 Regent Street (Resolution attached)

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 7/17/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Traffic Engineer Re: Revisions for seven one-way streets

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 7/17/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the City Engineer Re: Parking Designation on Ottawa Street

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 7/17/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the City Traffic Engineer Re: One hour parking restriction on Verlinden

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 7/17/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Traffic Engineer Re: Parking Designation on Isbell

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 7/17/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Traffic Engineer Re: Request for left turn—Elm Street

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 7/17/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Traffic Engineer Re: Results of Traffic Board Election

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

DATE: 7/17/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Traffic Engineer Re: Parking Designation—alley at N. Capitol Parking Garage

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 7/17/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Traffic Engineer Re: Handicapper parking adjacent to Leonard Building on Ionia

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 7/17/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director Re: Sale of property at 600 block of S. Jenison St.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 7/17/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director Re: Sale of property 2400 block of E. Saginaw

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 7/17/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director Re: Vacation of County Drain Easement

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 7/17/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director Re: ACT-17-80—Purchase of 3 parcels on Marywood and S. Washington

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 7/17/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Planning Director Re: August Board Meeting Change

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

RESOLUTIONS

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

That the cost of the Sanitary Sewer portion of Roll 279 for the Rolfe Street and Other Storm and Sanitary Sewers Contract, PS 76101, be adjusted as follows:

City's portion	\$30,124.55
Assessable	\$37,108.48
Total	\$67,233.03

Due to the decrease in assessable frontage, there is an increase in the City's share of \$4,273.92 which will be financed from the sanitary sewer account 590-536-608.974.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

P-5-80
Bradwell Park
Preliminary Plat

Whereas, Roy Markey has requested final approval of the preliminary plat of Bradwell Park; and

Whereas, the Planning Department, in accord with the provisions of Section 37-8 (5) of the Lansing Subdivision Regulations, has reviewed this request and recommended approval thereof; and

Whereas, the Physical Development Committee of the City Council has reviewed the report of the Planning Department and concurs therewith;

Now, Therefore, Be It Resolved, that the preliminary plat of Bradwell Park be given final approval, subject, however, to all the conditions set forth by the City Council at the time of tentative preliminary approval.

Adopted by the following vote:

Unanimously.

By PHYSICAL DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, the Committee on Physical Development has reviewed the request of Castellani's Market for a "sidewalk cafe";

Now, Therefore, Be It Resolved by the City Council of the City of Lansing that clearance is hereby granted to Castellani's Market to occupy up to 1/2 of the width of the sidewalk with a "sidewalk cafe" for a trial period of four weeks allowing the appropriate departments of the city time to observe and determine any problems arising from this activity on the sidewalk.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

Whereas, the research requested by the City Council on the two (2) alleys located north of the 1600 block of East Michigan Avenue has been completed; and

Whereas, the City Council has made a decision based on the recommendations of the City Assessor Office, the City Property Manager and Planning Department;

Now, Therefore, Be It Resolved by the City Council of Lansing that the north-south alley, described as:

Beginning at the southeast corner of Lot 11, thence north to the northeast corner of Lot 14, thence east 12 feet to the northwest corner of Lot 1, thence south to the southwest corner of Lot 4, thence west 12 feet to the point of beginning, Block 5, Rumsey's Michigan Avenue Addition, Lansing, Michigan,

is hereby abandoned and vacated; and

Be It Further Resolved that the property owners on the east-west alley are hereby given a specific easement to occupy the east-west alley as they have been (since 1930), using the same description as that used for the taxing of their properties, for as long as the buildings that were constructed on the alley exist and no longer; being described as:

Beginning at the northeast corner of Lot 5, thence north 16.5 feet to the southeast corner of Lot 4, thence west to the southwest corner of Lot 11, thence south 16.5 feet to the northwest corner of Lot 10, thence east to the point of beginning, Block 5, Rumsey's Michigan Avenue Addition, Lansing, Michigan.

Be It Finally Resolved that the City Clerk is hereby authorized and directed to record a certified copy of this resolution with the Register of Deeds, and shall also send a copy of the recorded resolution to the State Treasurer.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council adopted a resolution on April 28, 1980, changing jurisdiction and approving the sale of parts of Parcel No. 3301-09-235-001 known as Ferris Street being between Thompson Street and Larch Street, and

Whereas, this Deeded Street was also a Dedicated Street before the construction of the U.S.-27 bridge.

Now, Therefore, Be It Resolved by the Lansing City Council that the property described below be vacated, subject to all necessary easements.

Ferris Street, lying between Thompson Street and Larch Street as platted in Lincoln Height's Subdivision, City of Lansing, Ingham County, Michigan, liber 3 of plats page 39, and Lots 18 and 35, also the North 4.25 feet of Lots 19 and 34 of Neller's Subdivision No. 1, City of Lansing, Ingham County, Michigan.

Be It Further Resolved, that the City Clerk is hereby authorized and directed to record this resolution with the Register of Deeds and send a copy to the State Treasurer.

Adopted by the following vote:

Unanimously.

By PHYSICAL DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, Frederick L. Stackable, representing Stackable and Boone, a Michigan copartnership, has requested the vacation of a portion of the 200 block of East Ionia Street, between North Grand Avenue and the Grand River, more particularly described as:

Commencing at the southwest corner of Lot 13, Block 66 of the Original Plat of the Town of Michigan, now known as the City of Lansing, thence south along the east line of Grand Avenue 55.75 feet to its intersection with the

centerline of the former Lansing Transit Railway Company right-of-way, said intersection being 452.5 feet south of the south line of Shiawassee Street, thence north 50° 39' 47" east along said railway centerline 81.95 feet to a point on the south line of Lot 13, thence west along the south line of Lot 13 68.02 feet to the point of beginning; said parcel being a portion of Ionia Street in the Original Plat; and being located in the City of Lansing, County of Ingham, State of Michigan;

also described as:

Commencing at a point on the centerline of the Lansing Transit Railway right-of-way as described on Liber 129 at page 330 wherein said centerline of the right-of-way intersects with the north line of Ionia Street as originally platted; thence southwesterly along the centerline of said railroad right-of-way to an iron stake on the east line of Grand Avenue; thence north to the northline of Ionia Street as originally platted; thence east to the northline of Ionia Street as originally platted to the point of beginning; and

Whereas, in accord with the provisions of Act 285, Public Acts of 1931 of the State of Michigan, the request was referred to the Planning Board for review and recommendation; and

Whereas, the Planning Board, following a review of the request, recommended that a portion of Ionia Street right-of-way be vacated from the east line of Grand Avenue to the Grand River and further recommended three (3) options for the actual vacation of the Ionia Street right-of-way; and

Whereas, the Committee on Physical Development, to whom the report of the Planning Board was referred, reviewed the report and discussed the options for disposition of the vacated right-of-way with the adjacent property owners, being Stackable and Boone, a Michigan copartnership, and the Lansing Board of Water and Light; and

Whereas, following said review and discussions, the Committee on Physical Development recommended, with concurrence by the adjacent property owners, that the entire Ionia Street right-of-way between the east line of South Grand Avenue and the Grand River be vacated with the property described as:

Commencing at the southwest corner of Lot 13, Block 66 of the Original Plat of the Town of Michigan, now known as the City of Lansing; thence south along the east right-of-way of Grand Avenue 41.25 feet; thence east parallel to the south line of Lot 13 68.02 feet; thence north 41.25 feet to its intersection with the south line of Lot 13 and the centerline of the former Lansing Transit Railway Company right-of-way; thence west along the south

line of Lot 13 68.02 feet to the point of beginning; said parcel being a portion of Ionia Street in the Original Plat and being located in the City of Lansing, County of Ingham, State of Michigan;

to be conveyed to Stackable and Boone, a Michigan copartnership, and the remainder of the vacated lands to be conveyed to the Lansing Board of Water and Light;

Whereas, it has been determined that portions of the Ionia Street right-of-way to be vacated are located within seventy-five (75) feet of the Grand River, a navigable river, and that Circuit Court action will be required to finalize the vacation;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing hereby authorizes the vacation of the 200 block of

East Ionia Street between the east right-of-way line of South Grand Avenue and the westerly bank of the Grand River, subject to review and approval by the Circuit Court; and

Be It Further Resolved, that it shall be the responsibility of Stackable and Boone, a Michigan copartnership, to file the request for vacation with the Circuit Court; and

Be It Finally Resolved, that upon approval by the Circuit Court, that portion of the vacated right-of-way described as:

Commencing at the southwest corner of Lot 13, Block 66 of the Original Plat of the Town of Michigan, now known as the City of Lansing; thence south along the east right-of-way of Grand Avenue 41.25 feet; thence east parallel to the south line of Lot 13 68.02 feet; thence north 41.25 feet to its intersection with the south line of Lot 13 and the centerline of the former Lansing Transit Railway Company right-of-way; thence west along the south line of Lot 13 68.02 feet to the point of beginning; said parcel being a portion of Ionia Street in the Original Plat, and being located in the City of Lansing, County of Ingham, State of Michigan;

shall be conveyed to Stackable and Boone, a Michigan copartnership; and the remainder of the vacated right-of-way shall be conveyed to the Lansing Board of Water and Light.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Oldsmobile Division of General Motors Corporation has requested in-

stallation of a traffic signal at the intersection of Olds Avenue and Townsend Street; and

Whereas, the Oldsmobile Division is willing to pay the costs of this installation; and

Whereas, the Traffic and Parking Division and the Lansing Traffic Board have reviewed the request and have recommended against the signal installation, pending results of a survey of traffic conditions after relocation of the exit driveway of the Oldsmobile parking lot east of Townsend;

Now, Therefore, Be It Resolved, the Lansing City Council hereby authorizes the installation of the traffic signal at the Olds/Townsend intersection as requested by Oldsmobile, provided:

1. Oldsmobile Division pays all costs of such installation;
2. Oldsmobile Division relocates the parking lot driveway as suggested by the Traffic and Parking Division; and
3. The Mayor concurs in the decision to install the traffic signal.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Building Safety and Development Department, the Mayor, and the Demolition Board have recommended the demolition of an unsafe structure at 3135 N. Turner Street due to lack of corrective action by the property owner; and

Whereas, the property owner has requested that the structure not be ordered demolished by the City Council; and

Whereas, the property owner explained to the Committee on Public Properties and Safety that he was unable to make any repairs to the structure while a rezoning request was pending; and

Whereas, the property owner has further requested a delay until September 1, 1980, of the demolition order, so he may make needed repairs to ready the house for occupancy;

Now, Therefore, Be It Resolved, the Lansing City Council hereby delays action on the proposed demolition order for 3135 N. Turner, to allow the property owner until September 1, 1980, to perform all work necessary to make the house safe for occupancy; and

Be It Further Resolved, the Council requests a report from the Director of Build-

ing Safety and Development, on or after September 1, 1980, to determine whether the house is safe for occupancy, or whether the order for demolition should be issued.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, representatives of the Michigan Department of Labor offices located in the 300 block of the North Washington Mall have worked with the Administration to locate parking spaces nearby for their handicapped clients; and

Whereas, the recommendation made to the Committee on Public Properties and Safety would locate two handicapper parking spaces in the alley behind the Department of Labor office building, just north of Ionia Street;

Now, Therefore, Be It Resolved, the Lansing City Council hereby authorizes the establishment of two handicapper parking spaces in the alley behind the Michigan Department of Labor office building, just north of Ionia Street.

By COUNCILMAN LINDEMANN—

That the resolution be amended to include the following:

"Establish three handicapper parking spaces adjacent to the south elevator on the second level of the North Capitol Parking Garage."

Carried.

The resolution as amended was adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, it is necessary to hold a public hearing prior to the Council approval of Industrial Facilities Exemption Certificate for the following petitioner:

Lansing Industrial Development District
IPR-5-78

Petitioner: Atmosphere Annealing, Inc.
1801 Bassett.

Therefore, Be It Resolved, that the City Clerk give at least 10 days notice of a

public hearing when all persons interested may attend and make any objections they may have to the approval of the certificate; and

Further Resolved, that the City Clerk notify the legislative body of each taxing unit which levies ad valorem property taxes in the City; and

Further Resolved, that such hearing shall be held at the Council Chambers in the City Hall on the 11th day of August, 1980, at 7:00 p.m. and that notice of such hearing be published in a publication of general circulation of said City.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, by petition duly filed on May 29, 1980, this Council was petitioned to establish a Lansing Commercial Redevelopment District CRD-11-80, pursuant to Public Act 255 of 1978; and

Whereas, the property involved is commonly known as 919 Filley Street, more particularly known as:

All that part of Lots 5, 6, 7, 8, 9 and part of vacated John Street of Scott's Subdivision or part of Section 5, Town 4 North, Range 2 West, City of Lansing, Ingham County, Michigan, described as follows: commencing at the point of intersection of the East line of Section 5 and the South line of Filley Street, said point being 382 feet South of the East $\frac{1}{4}$ post of said section, thence North 59° 46' West 128.04 feet along the South line of Filley Street to a point for a place of beginning, thence continuing North 59° 46' West 544.31 feet along the South line of Filley Street, thence South 35° 44' West 209.15 feet, thence South 54° 01' East 542.95 feet, thence North 35° 29' East 263.72 feet to the place of beginning.

Whereas, due notice has been given for a public hearing on said petition; and

Whereas, at such hearing held on the 15th day of June, 1980, all parties interested therein were heard and given due consideration; and

Whereas, after considering all the testimony presented to this Council, this Council has determined that the proposed District is zoned for business uses and has been so zoned for three years prior to the effective date of P.A. 255 and is characterized by obsolete commercial property and a decline in commercial activity;

Now, Therefore, Be It Resolved that the Council of the City of Lansing hereby establishes a Lansing Commercial Re-development District CRD-11-80 on the above described property.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council by resolution on April 2, 1979, and October 29, 1979, did approve the Capitol Commons Physical Development plan in accordance with Public Act 844 of 1945 as amended; also the selection of E.P.S. Housing Partnership as the developer of the Capitol Commons Neighborhood Development Area; and,

Whereas, the Capitol Commons Citizen District Council's recommendation is to acquire and redevelop the land between Butler, Logan, Kalamazoo and St. Joseph Streets; and,

Whereas, Federal funds are available from the Department of Housing and Urban Development through an Urban Development Action Grant application for the acquisition of the previously mentioned land; and,

Whereas, these U.D.A.G. monies will allow the Capitol Commons project to be expanded into phase II and III,

Now, Therefore, Be It Resolved that the Mayor and the Grants and Program Coordinator are authorized to submit a residential U.D.A.G. application to H.U.D. in the amount of \$6,800,000; and,

Be It Further Resolved that the Mayor is authorized to sign all subsequent contracts necessary for the grant in the event of an award; and,

Be It Finally Resolved that the Controller be directed to set the appropriate accounts necessary for the Capitol Commons Urban Development Action Grant.

Adopted by the following vote:

Unanimously.

By WAYS AND MEANS COMMITTEE—

Resolved by the City Council of the City of Lansing:

That the following transfers be made:

\$ 5,000.00 from City Audit
A/C 101-101-000-807

\$ 5,000.00 to Accounting—Professional Services
A/C 101-201-000-801

\$15,000.00 from Fund Balance
A/C 101-000-000-390

\$15,000.00 to Human Resources
Matching Funds
A/C 101-934-111-969

I hereby certify that this is a properly drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Approved:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
TERRY J. McKANE,
Ways and Means Committee.

Much discussion was held on the transfer of funds for \$15,000.00.

By COUNCILMAN GUNTHER—

That the transfer of funds for \$15,000.00 to Human Resources Matching Funds be referred back to the Committee on Ways and Means for further study.

Carried.

The following vote was taken on the \$5,000.00 transfer of funds.

Adopted by the following vote:

Unanimously.

REMARKS BY THE MAYOR'S EXECUTIVE ASSISTANT

No comment.

REMARKS BY THE CITY COUNCIL

No comments.

By COUNCILMEN BELEN-
LINDEMANN—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived for the purpose of presenting items that are not listed on the agenda.

Carried.

**RESOLVED BY THE CITY COUNCIL
OF THE CITY OF LANSING**

Whereas, the National Police Band of Holland, for the second time, has visited the City of Lansing from July 18-21, 1980; and

Whereas, the National Police Band of Holland under the leadership of Bill Draisma, Tour Director, and Jan Verbruggen, Music Director, has again delighted the people of the City of Lansing with their superior musical program and their worthy goal of international friendship with their fellow Police officers and the people of the City of Lansing; and

Whereas, the membership of the National Police Band of Holland has consistently displayed a highly laudable dedication to the principles of musical excellence and international friendship and goodwill;

Now, Therefore, Be It Resolved, that the Lansing City Council and City Clerk recognize the distinguished accomplishments of the National Police Band of Holland by conferring upon them the status of honorary citizens and police officers of the City of Lansing;

Be It Further Resolved, that a copy of this resolution be presented to the National Police Band of Holland as evidence of the high regard and warm affection in which they are held by the people of the City of Lansing.

LOUIS F. ADADO,
Council President

THEO FULTON,
City Clerk

JACK D. GUNTHER,
SIDNEY P. WORTHINGTON,
PATRICK LINDEMANN
WILLIAM A. BRENKE
TERRY J. MCKANE
LUCILE E. BELEN
JAMES D. BLAIR

**By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—**

Resolved by the City Council of the City of Lansing:

That the request of Kathy Sherman for the closing of Linval Street between Baker Street and Christiancy Street for a block party on July 26, 1980, is hereby approved, provided all necessary administrative actions are completed without objection.

Adopted by the following vote:

Unanimously.

By COUNCILMAN BELEN—

That this meeting stand adjourned.

Carried.

Council adjourned at 9:25 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

July 21, 1980

F/B

CITY CLERK'S OFFICE

Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE

**U. S. POSTAGE
PAID**

**Permit No. 1461
Lansing, Michigan**

543

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, July 28, 1980

CITY COUNCIL ROOMS

Lansing, Michigan

July 28, 1980

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by Vice President McKane.

Present: Councilmen Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Absent: Councilman Adado—1.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Belen.

Pledge of Allegiance was led by Councilman Belen.

By COUNCILMAN BRENKE—

That the Council Proceedings of June 30 and July 7, 1980, be approved and the Special Meeting of July 2, 1980.

Carried.

**THE PUBLIC MAY NOW ADDRESS
THE CITY COUNCIL ON NON-AGENDA
ITEMS. YOU MAY SPEAK ONLY FOR
3 MINUTES ON ANY ONE ITEM.**

Geo. P. Sinadinos spoke regarding 307 S. Grand.

Walter Ward, 2121 Riverside Ct. (phone 323-7017) re: Parks and Recreation Dept. running summer Baseball leagues and umpires.

Referred to Public Property and Safety Committee.

Mrs. Hoffmeyer, 527 Hamilton, spoke in regard to Little League Baseball.

Ruth Hewes, 111 Garden St., thanked the Council for repair of Moores Park pool and also spoke about the dust problem at Diamond Reo.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

SIGN ERECTOR—

Wolverine Development, VanHouten Electric Sign.

BUILDING WRECKER—

McNeilly Construction, Inc., Beaver Lumber & Wrecking Co.

BUILDING MOVER—

Bierlein Building Movers, Inc.

RELIGIOUS SOLICITATION—

Lansing Newman Centre.

SECOND HAND STORE—

AAA 2nd Hand Store.

Referred to Committee on General Services.

Card of appreciation from family of Clarence Brenke.

Received and placed on file.

Letter from Bruce J. Maguire, Jr., President of Spartan Oil Corporation and as co-sponsors (with Hudson's Department Store and Wolverine Development Corporation) expressing appreciation for the 4th of July fireworks.

Received and placed on file.

Summons filed in Circuit Court by The Fraternal Order of Police, Capitol City Lodge No. 141 and Jerry J. Lawson, President, Fraternal Order of Police, Capitol City Lodge No. 141 vs. The City of Lansing, Lansing Chief of Police, City Controller, Mayor and Personnel Director in regard to the disciplinary action taken against the Police Officers that did not report for duty on July 4, 1980.

Referred to Mayor, City Attorney.

The following claims have been filed:

Kathleen N. Costianes for damage to her automobile due to hitting a hole in street.

Mark Evans for damage to his automobile due to hitting a hole in street.

Dorothy M. Johnson for damage to her automobile due to hitting the curb.

Referred to Mayor, City Attorney.

Petition filed for curb and gutter—CG-3-80—on Mary Avenue from Christianen Rd. to Pleasant Grove Rd.

Referred to Mayor.

Letter from Mid-Michigan Stamps and

Signs, Inc., in regard to the Kitchens by Richards Sign located on S. Cedar St.

Referred to Mayor.

Requests filed for closing off of streets for block parties:

Kathy Moore—1700 block of Herbert St.—August 2, 1980.

Cathy Alversor—Lockbridge and Waycross at Marscot—August 20, 1980.

By COUNCILMAN BLAIR—

That said requests be approved and the required departments be notified.

Carried.

Letter from Mary Ann Howe requesting a special 24-hour liquor permit for August 9, 1980, at the National Guard Armory for the Class of "75" reunion.

By COUNCILMAN BELEN—

That the special 24-hour liquor permit be approved and that said permit be obtained from the Liquor Control Commission.

Carried.

Letter from Unique Enterprises submitting request and drawing for the proposed concept for a Riverboat Operations on the Grand River.

Referred to Mayor, Planning Board, Parks Board, Waterfront Development Board and the Redevelopment Advisory Board.

Request from Wayne Magee for an abandonment of the Grinnell Storm Drain where it passes in the Good Homes Subdivision on Hoyt St.

Referred to Mayor.

Charter Township of Delhi submits a copy of the reciprocal agreement resolution concerning transfer of employment under the requirements of EDC bonding and tax abatement legislation that was adopted at the July 15, 1980, meeting of the Delhi Charter Township Board.

Referred to Mayor, Committee of the Whole and the Economic Development Corporation.

Application filed with State of Michigan, Department of National Resources for flood plain permit for Mr. and Mrs. Earl Lovell.

Received and placed on file.

Letter from Rose Houk submitting her resignation from the Board of the Economic Development Corporation.

Referred to Mayor.

Charter Township of Delta submits copy of resolution passed by the Board of Trustees in regard to the widening of Michigan Avenue between Waverly Road and Mall Drive South, and the relocation and widening of Elmwood Road between Saginaw Highway and Michigan Avenue.

Referred to Mayor.

MAYOR'S EXECUTIVE ASSISTANT COMMENTS ON ANY ITEM ON THE AGENDA:

No comment.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING ITEMS LISTED ON THE AGENDA: COMMUNICATIONS AND PETITIONS, COMMITTEE REPORTS, REPORTS OF CITY OFFICERS AND BOARDS AND RESOLUTIONS. YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

Laska Bingham, 1540 Lindbergh Dr., spoke relative resolution No. 6—parking fee at Potter Park.

Bob Siemon, 1311 Victor, spoke relative Potter Park.

Resident of 936 Mel Ave.—Friends of Zoo Society spoke.

Barbara Conrad, 2209 S. Waverly Rd., spoke re: DECAPO—Michigan Theatre.

Kenneth Burch, 940 McCullough St., spoke on resolution No. 6.

Mr. Wielke, 1141 McCullough, spoke on resolution No. 6 and presented letter from Citizens' District Council No. 2.

Christine Ryal, 1411 Reo Rd., spoke for Southside Citizens Organization on resolution No. 6.

By COUNCILMAN BLAIR—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived for the purpose of presenting the following resolution.

Carried.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

A RESOLUTION OF SPECIAL TRIBUTE TO LANSING SPORTS FOR CEREBRAL PALSY

Whereas, Sports for Cerebral Palsy are Olympic style competitive events for males and females of 12 or more years, and

Whereas, athletes are divided into nine classes with No. 1 being the most severely involved and No. 9 being the least severely involved, and

Whereas, the events in which the athletes compete are softball, club, shotput, javelin, discus, track, bicycles, weightlifting, bowling, table tennis, billiards, and swimming, and

Whereas, the program began in 1977 with only two athletes on the Lansing team and is now comprised of over 20 athletes many of whom have already competed on the regional, national, and international levels, and

Whereas, the Lansing team returned last year from New Haven, Connecticut, with the 1st large team trophy, 32 gold, 20 silver, and 9 bronze medals, and

Whereas, the success of this team is due in large measure to the selfless efforts of the five volunteer coaches who work with the athletes every week and the many other individuals and organizations contributing both time and money.

Now, Therefore, Be It Resolved by the City Council of the City of Lansing sitting in regular session this 28th day of July, 1980 that the highest commendation and tribute are hereby expressed to Lansing Sports for Cerebral Palsy for their commitment to the philosophy of "Sports by ability not disability."

Adopted by the following vote:

Unanimously.

REPORT OF COMMITTEE

The COMMITTEE ON GENERAL SERVICES approves the following applications and bonds for licenses:

SIGN ERECTOR—

Wolverine Development, VanHouten Electric Sign.

BUILDING WRECKER—

McNeilly Construction, Inc., Beaver Lumber & Wrecking Co.

BUILDING MOVER—

Bierlein Building Movers, Inc.

RELIGIOUS SOLICITATION—

Lansing Newman Centre.

SECOND HAND STORE—
AAA 2nd Hand Store.

Signed:

WILLIAM A. BRENKE,
TERRY J. MCKANE,
Committee on General
Services.

By COUNCILMAN BRENKE—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

**REPORTS OF CITY OFFICERS
AND BOARDS**

July 18, 1980

Honorable Mayor and Members
of the Lansing City Council

Re: Claim of Linda L. Webb

Dear Mayor and Council:

On or about June 10, 1980, claimant was driving eastbound on Lapeer when her car struck a trench dug as part of a "cold planning" project being performed by the City's contractor, Hicks Company. Claimant claims damage to her car in the amount of \$110.94.

The Hicks Company in performing this work was insured by Michigan Mutual Insurance Company. The City, as an additional insured, has referred this claim to Michigan Mutual Insurance Company for investigation and satisfaction.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

Received and placed on file.

July 17, 1980

Honorable Mayor and Members of
the Lansing City Council

Re: Claim of Melvin Hawk in the
amount of \$23.50;
and
Claim of Kenneth Dilts in the
amount of \$44.00

Dear Mayor and Council:

The above-captioned matters were referred to this office for investigation and recommendation.

The claimants' letter and a subsequent report submitted by Richard Janke, assist-

ant traffic engineer, indicate that these claimants were employed in the Traffic and Parking Division of the City's Public Service Department on January 29, 1980, and were assigned the clean-up of debris in the old Sign Shop Building at 113 East Hazel Street. The debris included a five-gallon can of obsolete traffic paint placed in the hopper of a City garbage truck by an unknown City employee. The paint container was in such a position that when the jaws of the garbage truck closed to collect the debris, the jaws squeezed the side of the paint pail open with such force that paint was sprayed behind the garbage truck. These claimants were standing several feet behind the garbage truck and

were in the line of that spray. With the exception of a jacket which was drycleaned, their clothes were ruined. The claimants have submitted an itemized list of clothing destroyed. The amount of these claims represents the value of the clothing at the time of this incident.

Michigan law immunizes municipalities from tort liability when the municipality, through its employees, is engaged in the discharge of a governmental function. MCLA 691.1407; MSA 3.996(107). A "governmental function" has been defined by the Michigan Supreme Court as an activity of such a peculiar nature that the activity could only be effectively discharged by the governmental unit. See *Parker v Highland Park*, 404 Mich 183; 273 NW2d 413 (1978). In the opinion of this office, the clean-up of debris on the date in question would not fall within the ambit of the aforementioned definition and the City could therefore be held liable for negligence. Furthermore, it is the opinion of this office that the placement of the five-gallon can of paint in the hopper of the garbage truck by an unknown City employee could be construed as negligence by a court of law.

Based on the aforementioned, it is the opinion of this office that a defense of governmental immunity could be unavailable to the City of Lansing and liability could be incurred as a finding of negligence on the part of the unknown City employee who precipitated this damage by the placement of a five-gallon can of paint in the hopper of the City garbage truck. Based on the facts presented, it is the recommendation of this office that these claims be awarded.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BLAIR—

That we concur in the recommendation of the City Attorney and the City Clerk be and she is hereby directed to draw a warrant on the City Treasurer in the amounts of \$23.50 payable to Melvin Hawk and \$44.00 payable to Kenneth Dilts.

Carried.

July 14, 1980

Honorable Mayor and Members
of the Lansing City Council

Re: Claim of Dale Spoor in the amount
of \$24.86

Dear Mayor and Council:

Claimant has submitted this claim in the amount of \$24.86 which represents the replacement cost of two garbage cans which City collectors picked up on May 30, 1980, but which were not intended as refuse.

MCLA 691.1407; MSA 3.996(107) provides in pertinent part:

"Except as in this act otherwise provided all governmental agencies shall be immune from tort liability in all cases wherein the government agency is engaged in the exercise or discharge of a governmental function."

The Michigan Supreme Court in the case of *Parker v Highland Park*, 404 Mich 183 (1978) has adopted in determining what constitutes a governmental function the "of essence of government" test. Under this test a governmental entity shall be considered to be engaged in a governmental function only when there is "no common analogy in the private sector." In the case of garbage collection there is an analogy in the private sector. Therefore, at this time it must be concluded that the collection of garbage is not an inherently governmental function.

The question thus becomes did the City workers act negligently? Mr. Stan Curtis, Principal Engineer in charge of the refuse division of the Public Service Department, has confirmed to this office that garbage collections are instructed not to pick up containers or the contents in those containers except those provided by the City of Lansing. Here the garbage cans that were taken were not those provided by the City of Lansing. It therefore appears that the garbage collectors did act contrary to instruction and thus negligently in picking up Mr. Spoor's garbage cans.

Therefore since the collection of garbage is under the of essence to government test, a non-governmental function, and it does appear that the refuse workers did act negligently this office recommends that Mr. Spoor's claim in the amount of \$24.86 be paid.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BELEN—

That we concur in the recommendation of the City Attorney and the City Clerk be and she is hereby directed to draw a warrant on the City Treasurer in the amount of \$24.86 payable to Dale Spoor.

Carried.

July 14, 1980

Honorable Mayor and Members
of the Lansing City Council

Re: Claim of Mary Lou Sosnowski

Dear Mayor and Council:

The claimant alleged that on April 30, 1980 at approximately 3:45 p.m. while traveling northbound on Homer Street, her motor vehicle approached the intersection of Homer and Michigan Avenue and the traffic light was green, she proceeded through the intersection and collided with a vehicle heading west on Michigan Avenue and the traffic light was also green in that direction. However, the police report showed that the accident occurred on March 30, 1980 and also indicated that there were conflicting statements made by the drivers of the vehicles involved in the collision as well as witnesses as to whether the traffic light was green in both directions at the above mentioned intersection.

As a result of the collision, the front end of the claimant's vehicle sustained damages in the amount of \$942.40. Claimant's insurance company paid her \$871.47, therefore, claimant seeks reimbursement in the amount of \$70.93.

Mr. Gerald F. Spagnolly, Traffic Signals Engineer of the City of Lansing's Traffic Department informed this office that the traffic light at the above location is controlled by centralized computer. The computer summary record of the controller failures for March 30, 1980 showed no malfunction of this traffic light signal operation for the day in question. Furthermore, the maintenance records of the City's Traffic Department indicates the last corrective maintenance performed by the Board of Water and Light on this traffic light was on February 27, 1980 a full month before the accident occurred and corrective maintenance was next performed by the Board of Water and Light on May 28, 1980, a full month after the accident when this traffic light was stuck in its all red phase due to a failed relay in the controller. There is no indication of any failure at the time in question.

MCLA 691.1402; MSA 3.996(102) provides in part:

"Each governmental agency having jurisdiction over any highway shall maintain the highway in reasonable repair so that it is reasonably safe and convenient for public travel. Any person sustaining bodily injury or damage to his property by reason of failure of any governmental agency to keep any highway under its jurisdiction in reasonable repair may recover the damages suffered by him from such governmental agency."

And MCLA 691.1403; MSA 3.996 (103) provides:

"No governmental agency is liable for injuries or damages caused by de-

fective highways unless the governmental agency knew, or in the existence of reasonable diligence should have known, of the existence of the defect and had a reasonable time to repair the defect before the injury took place."

Based on the foregoing statutory provisions, it appears that the City would not be liable since it had no notice of the existence of the alleged defect in the traffic light on the date of the alleged incident and no reasonable time to repair the same before the incident occurred. Furthermore, based upon the maintenance records of the City's Traffic Department, it appears that the traffic light at the above mentioned location was in proper working condition and was maintained in reasonable repair and safe condition before and after the date of the alleged incident.

Additionally, pursuant to Michigan's no fault insurance law (MCLA 500.3101 et seq; MSA 24.13101 et seq.), a motorist is required to have property damage liability coverage to pay benefits for accidental damage arising out of the operation of a motor vehicle and should look to his or her own insurance carrier for property damage coverage.

Based on the above, it is the opinion of this office that there is insufficient evidence that a traffic light malfunction was the cause of the claimant's damage and, furthermore, that the City would be governmentally immune from liability for the claim even if the light did malfunction. It is therefore our recommendation that this claim be denied.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BLAIR—

That we concur in the recommendation of the City Attorney and said claim be denied.

Carried.

July 11, 1980

Honorable Mayor and Members
of the Lansing City Council

Re: Claim of Susan A. Howard in the
amount of \$58.68

Dear Mayor and Council:

Claimant alleged that on January 11, 1980 at approximately 7:00 p.m. while traveling northbound on North Larch in the vicinity south of Motor Wheel and McKinley Street her vehicle struck a pothole and caused right front tire to go flat. Claimant submitted a paid bill for the cost of replacement of the tire in the amount of \$58.68. Therefore, she seeks reimbursement in the amount of \$58.68.

Mr. Howard G. McCaffery, Director of the Public Service Department, informed this office that that Department had no notification or record of any calls regarding a pothole on North Larch Street in the vicinity of Motor Wheel.

MCLA 691.1402; MSA 3.996(102) provides in pertinent part:

"Each governmental agency having jurisdiction over any highway shall maintain the highway in reasonable repair so that it is reasonably safe and convenient for public travel. Any person sustaining bodily injury or damage to his property by reason of failure of any governmental agency to keep any highway under its jurisdiction in reasonable repair, and in condition reasonably safe and fit for travel, may recover the damages suffered by him from such governmental agency."

And MCLA 691.1403; MSA 3.996(103) states:

"No governmental agency is liable for injuries or damages caused by defective highways unless the governmental agency knew, or in the exercise of reasonable diligence should have known, of the existence of the defect and had a reasonable time to repair the defect before the injury took place."

Based on the foregoing statutory provisions and the facts presented by this claim, it is apparent that the City of Lansing had no notice of the street defect existing at the above stated location prior to the date the alleged incident occurred, nor a reasonable time to repair the same. Therefore, it is the recommendation of this office that the claim be denied on the basis of governmental immunity.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BLAIR—

That we concur in the recommendation of the City Attorney and said claim be denied.

Carried.

July 23, 1980

Honorable Mayor and Members
of the Lansing City Council

Re: Claim of Susanne Sink in the
amount of \$66.68

Dear Mayor and Council:

Claimant alleged that on June 23, 1980 at 10:20 a.m. while traveling northbound on Clippert Street in the right lane approximately 30 feet south of the Michigan Avenue intersection, her vehicle struck a pothole and upon impact broke the right

tie rod sustaining damages in the amount of \$66.68. Claimant had no comprehensive insurance coverage necessary to pay for the damages sustained. Therefore, claimant seeks reimbursement in the amount of \$66.68.

Mr. Howard G. McCaffery, Director of the Public Service Department, informed this office that his office received a call at 2:25 p.m., June 23, 1980, notifying them of potholes on Clippert, south of Michigan Avenue. That call was the first knowledge that the Public Service Department had of potholes in that street.

MCLA 691.1402; MSA 3.996(102) provides in part:

"Each governmental agency having jurisdiction over any highway shall maintain the highway in reasonable repair so that it is reasonably safe and convenient for public travel. Any person sustaining bodily injury or damage to his property by reason of failure of any governmental agency to keep any highway under its jurisdiction in reasonable repair may recover the damages suffered by him from such governmental agency."

And, MCLA 691.1403; MSA 3.996(103) provides:

"No governmental agency is liable for injuries or damages caused by defective highways unless the governmental agency knew, or in the exercise of reasonable diligence should have known of the existence of the defect and had a reasonable time to repair the defect before the injury took place."

Based on the foregoing statutory provisions, it appears to this office that the City had no notice of the alleged defect in the street on the date of the alleged incident until several hours after the incident had occurred nor did it have a reasonable time to repair the chuckhole before the incident occurred.

Therefore, the doctrine of governmental immunity, *supra*, applies and it is the recommendation of this office that the claim be denied.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BLAIR—

That we concur in the recommendation of the City Attorney and said claim be denied.

Carried.

July 23, 1980

Honorable Mayor and Members
of the Lansing City Council

Re: Claim of James R. Farhat in the
amount of \$87.80

Dear Mayor and Council:

The claimant incurred damages in the amount of \$87.80 on June 11, 1980 when his vehicle struck an open manhole cover on W. St. Joseph Street at the intersection of St. Joseph and Jenison Streets.

MCLA 691.1403; MSA 3.996(103) states:

"No governmental agency is liable for injuries or damages caused by defective highways unless the governmental agency knew, or in the exercise of reasonable diligence should have known, of the existence of the defect and had a reasonable time to repair the defect before the injury took place. Knowledge of the defect and time to repair the same shall be conclusively presumed when the defect existed so as to be readily apparent to an ordinarily observant person for a period of 30 days before the injury took place."

The Public Service Department informs this office that the first notification they received of this condition was that given by a Lansing Police Department officer, Stephen Jex, who was investigating the scene as a result of the claimant's accident. Shortly thereafter the manhole cover was secured. Further, there is no indication that any City agency was responsible for the cover being open.

Based on the aforementioned statute, this office concludes that the City had no prior notice of the manhole cover at this location prior to that provided by the investigating officer. Therefore, no liability was incurred due to governmental immunity. Therefore, it is the recommendation of this office that the claim be denied.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BLAIR—

That we concur in the recommendation of the City Attorney and said claim be denied.

Carried.

July 24, 1980

Honorable Mayor and Members
of the Lansing City Council

Re: Claim of Karen Haley in the
amount of \$1,035.34

Dear Mayor and Council:

Claimant alleged that on April 14, 1980 at 2:45 a.m., she was traveling southbound on Waverly and turned her vehicle westbound on Sheffield and struck a pile of debris approximately 3-4 feet in height and approximately eighty (80) feet west of said intersection, that was placed thereon under a street light by a street sweeper

from the City of Lansing Public Service Department. These facts were verified from a copy of a police report obtained from the Lansing Police Department. Claimant submitted a claim in the amount of \$1,035.34 to cover the damages to her vehicle.

Mr. Howard McCaffery of the Public Service Department indicated that the street sweeper was working on the above date in the aforementioned area and did dump a pile of dirt on Sheffield.

Michigan's No Fault Act, MCLA 500.3135; MSA 24.13135 et seq. abolishes "... tort liability arising from the ownership, maintenance or use within this state of a motor vehicle with respect to which the security required by subsections (3) and (4) of Section 30101 was in effect. ..." (MCLA 500.3135(2); MSA 24.13135(2)). The recent Court of Appeals decision entitled *Citizens Insurance Company of America, et al v Donald Tuttle*, decided April 21, 1980 Docket No. 78-4737 concluded that Michigan's No Fault Act requires a plaintiff whose motor vehicle is involved in a property damage accident to look solely to their insurance carrier for property damage recovery. In that opinion the Court even considered a hypothetical situation identical to the factual situation in the instant matter and concluded that the Legislature intended the owner of the automobile to look to his insurance carrier for reimbursement of the property damage suffered.

In view of the recent Court of Appeals decision concluding that the Michigan No Fault Insurance law requires an automobile owner to look to his insurance carrier for property damage coverage, it is the recommendation of this office that the claim be denied.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BLAIR—

That we concur in the recommendation of the City Attorney and said claim be denied.

Carried.

July 22, 1980

Mayor Gerald W. Graves

Council President Louis Adado
and City Council Members

Re: Michigan Theatre Renovation EDC
Project

Dear Mayor Graves and City Council
Members:

We are forwarding to you a resolution approved by the Lansing Economic Development Corporation Board of Directors

of action taken at a special meeting held on July 16, 1980, approving the Resolution of Inducement and Designation of Project Area for the above captioned matter. Therefore, it will be necessary for you to appoint two (2) Temporary Trustees to this project.

The cost of renovating the Michigan Theatre Building is not expected to exceed Six Million Dollars (\$6,000,000) and is expected to be suitable for use as commercial or office space by commercial enterprises.

The Economic Development Corporation is in the process of developing a Project Plan to be presented to you at a future date.

In your deliberation to designate a Project Area, we would recommend, as pointed out in the resolution, that you define the Project District Area as one and the same as the Project Area.

Also, inasmuch as there is no residential area to be affected by the Project Plan, we believe that it is not necessary to establish a Project Citizens District Council.

Sincerely yours,

EMERSON B. OHL,
Executive Director.

Referred to Committee on Economic Development.

Mayor Gerald W. Graves

Council President Louis Adado
and City Council Members

Re: L.W.C. EDC Project

Dear Mayor Graves and City Council
Members:

We are forwarding to you a resolution approved by the Lansing Economic Development Corporation Board of Directors of action taken at a special meeting held on July 16, 1980, approving the Resolution of Inducement, Designation of Project Area and Designation of Bond Counsel. Therefore, it will be necessary for you to appoint two (2) Temporary Trustees to this project.

The proposed project is located at 118 West Ottawa Street, Lansing, Michigan, where they plan to renovate the building for offices, while maintaining the building's original design and to acquire the land as described in the resolution. The cost of the project is presently not expected to exceed Three Hundred Fifty Thousand Dollars (\$350,000).

The Economic Development Corporation is in the process of developing a Project Plan to be presented to you at a future date.

Also, inasmuch as there is no residential

area to be affected by the Project Plan, we believe that it is not necessary to establish a Project Citizens District Council.

Sincerely yours,

EMERSON B. OHL,
Executive Director.

Referred to Committee on Economic Development.

July 22, 1980

Mayor Gerald W. Graves

President Louis Adado and
Members of the City Council

Re: Jury-Rowe EDC Project

Dear Mayor Graves and Council
Members:

At a special meeting held on July 16, 1980, the Lansing Economic Development Corporation Board of Directors approved a supplement to a Resolution of Inducement, and Designation of the Project Area for the above entitled caption. (See attached)

In your deliberation to designate a Project Area, we would recommend, as pointed out in our resolution, that you define the Project District Area as one and the same as the Project Area.

Also, inasmuch as there is no residential area to be affected by the Project Plan, we believe that it is not necessary to establish a Project Citizens' District Council.

Sincerely yours,

EMERSON B. OHL,
Executive Director.

Referred to Committee on Economic Development.

July 22, 1980

Mayor Gerald W. Graves

Council President Louis Adado
and City Council Members

Re: WALCO/Federal Forge EDC Project

Dear Mayor Graves and Council
Members:

We are forwarding to you a resolution approved by the Lansing Economic Development Corporation Board of Directors of action taken at a special meeting held on July 16, 1980, approving the designation of a Project Area. Therefore, it will be necessary for you to appoint two (2) Temporary Trustees to this project.

The Economic Development Corporation is in the process of developing a Project Plan to be presented to you at a future date.

As pointed out in the resolution, the Project Area and Project District Area boundaries are not the same. There appears to be less than 18 residents, real property owners, or representatives of establishments in the recommended Project District Area, therefore, the Corporation suggests that a Project Citizens District Council need not be formed pursuant to Section 20(b) of the Act.

Sincerely yours,

EMERSON B. OHL,
Executive Director.

Referred to Committee on Economic Development.

July 22, 1980

Mayor Gerald W. Graves

Council President Louis Adado
and City Council Members

Re: Capitol Commons EDC Project

Dear Mayor Graves and City Council
Members:

We are forwarding to you a resolution approved by the Lansing Economic Development Corporation Board of Directors of action taken at a special meeting held on July 16, 1980, approving the Resolution of Inducement, Designation of Project Area and Designation of Bond Counsel. Therefore, it will be necessary for you to appoint two (2) Temporary Trustees to this project.

The proposed commercial/professional office project is to be located on an area adjacent to the Capitol Commons site in the City of Lansing. The cost of the project is not expected to exceed One Million Eighty Thousand Dollars (\$1,080,000).

The Economic Development Corporation is in the process of developing a Project Plan to be presented to you at a future date.

The Project Area is already zoned for the contemplated use and the Project Area is bordered by parcels which are in need of the types of services expected to be provided by the Project. Accordingly, only the surrounding property is not expected to be significantly affected by the Project and the EDC hereby recommends to the City Council of the City of Lansing that it designate all parcels listed on Exhibit A of the resolution as the Project District Area. Since there appears to be less than 18 residents, we suggest that a Project Citizens District Council need not be formed pursuant to Section 20(b) of the Act.

Sincerely yours,

EMERSON B. OHL,
Executive Director.

Referred to Committee on Economic Development.

July 22, 1980

Mayor Gerald W. Graves

President Louis Adado and
Members of the City CouncilRe: Michigan Brass and Electric
Company EDC ProjectDear Mayor Graves and Council
Members:

At a special meeting of the Board of Directors of the Lansing Economic Development Corporation held on July 16, 1980, the Members approved a Resolution amending the Project Area for the above entitled matter. (See attached)

This Resolution will be amending the previous one submitted to you on May 23, 1980.

Sincerely yours,

EMERSON B. OHL,
Executive Director.

Referred to Committee on Economic Development.

DATE: 7/22/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Building Safety and Development Director Re: Trash Removal Assessment

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

By COUNCILMAN LINDEMANN—

That we concur in the recommendation of the Mayor and said assessments be placed on the December tax roll.

Carried.

DATE: 7/21/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Director of Building Safety and Development Re: Trash Removal Assessment

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

By COUNCILMAN LINDEMANN—

That we concur in the recommendation of the Mayor and said assessments be placed on the December tax roll.

Carried.

DATE: 7/21/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Director of Building Safety and Development Re: Weed Assessment

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

By COUNCILMAN LINDEMANN—

That we concur in the recommendation of the Mayor and said assessments be placed on the December tax roll.

Carried.

DATE: 7/23/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the City Controller Re: Various Administrative Actions

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

DATE: 7/24/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Deputy Director of Redevelopment Re: Election of Officers —Housing and Redevelopment Advisory Board

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

DATE: 7/24/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Secretary of Public Service Board Re: Election of Officers—Public Service Board

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

DATE: 7/24/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group Re: EDC Project Area for Federal Forge

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 7/24/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's E.D. Advisory Group Re: Federal Forge—Application for Industrial Facilities Exemption Certificate (Plant Expansion)

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

July 24, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

Please be advised that Gordon Cornwell, a member of the Planning Board, has found

it necessary to resign. Therefore, for your consideration and confirmation, I am submitting the name of Virgil W. Langworthy to fill the vacancy, which term expires in June of 1981.

Mr. Langworthy resides in the City of Lansing at 3722 Springbrook Lane.

Trusting this recommendation meets with your approval, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 7/24/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Secretary of the Planning Board Re: LS-32-80, Everett Lane

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 7/24/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Secretary of the Planning Board Re: LS-37-80, Southeast corner of West Jolly and Hughes Roads

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 7/24/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Secretary of the Planning Board Re: LS-40-80, Southwest corner of Jolly and Hughes Roads

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 7/24/80

TO: City Council President and Members
FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Secretary of the Planning Board Re: LS-42-80, Southwest corner of Moffitt and Hughes Roads

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 7/24/80

TO: City Council President and Members
FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Secretary of the Planning Board Re: LS-8-80, Southeast corner of Washington and Northrup

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 7/24/80

TO: City Council President and Members
FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Secretary of the Planning Board Re: P-9-80 Preliminary Plat of Edgewood Glenn Subdivision

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 7/24/80

TO: City Council President and Members
FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Secretary of the Planning Board Re: P-2-80 (a), Final Plat of Markland No. 1

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 7/24/80

TO: City Council President and Members
FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Secretary of the Planning Board Re: P-2-80 (b), Final Plat of Markland Subdivision No. 2

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 7/24/80

TO: City Council President and Members
FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Secretary of the Planning Board Re: P-10-80, Vincent Square, Preliminary Plat

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 7/24/80

TO: City Council President and Members
FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Secretary of the Planning Board Re: P-8-80, Westmont Circle Subdivision, Preliminary Plat—Tentative Approval

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 7/24/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Secretary of the Planning Board Re: Act 18-80

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 7/24/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Secretary of the Planning Board Re: Z-14-80, 1630 South Cedar Street

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 7/24/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Secretary of the Planning Board Re: Z-17-80, 1701 and 1705 South Cedar Street

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 7/24/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Secretary of the Planning Board Re: Z-21-80, 6500 Amwood Drive

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 7/24/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Secretary of the Planning Board Re: Z-22-80, 227 North Pine Street

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 7/24/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Secretary of the Planning Board Re: Z-23-80, 3021 North Turner Street

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 7/24/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Secretary of the Planning Board Re: Z-24-80, 314 North Walnut Street

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

RESOLUTIONS

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the request of Lewis Mann for the closing of the 1100 block of Cawood Street for a block party on Sunday, August 24, 1980, is hereby approved, provided all necessary administrative actions are completed without objection.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the request of Mary Lou Lohr for the closing of Newton Street from 5:00 p.m. to 10:00 p.m. on Friday, August 1, 1980, for a block party is hereby approved, provided all necessary administrative actions are completed without objection.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the request of Deborah Miller for the closing of Swanee Drive from 1:00 p.m. to 6:00 p.m. on August 16, 1980, for a block party is hereby approved, provided all necessary administrative actions are completed without objection.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT
COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, it is necessary to hold a public hearing prior to the Council approval of an Industrial Facilities Exemption Certificate for the following petitioner,

Plant Rehabilitation District No. 2

Petitioner: Federal Drop Forge Company
2807 S. Logan Street
New Facility Certificate

Therefore, Be It Resolved, that the City Clerk give at least 10 days notice of a public hearing when all persons interested may attend and make any objections they may have to the approval of the certificate, and

Further Resolved, that the City Clerk notify the legislative body of each taxing

unit which levies ad valorem property taxes in the City, and

Further Resolved, that such hearing shall be held at the Council Chambers in the City Hall on the 18th day of August 1980 at 7:00 p.m. and that notice of such hearing be published in a publication of general circulation of said City.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT
COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, there exists in the City of Lansing the need for certain programs to alleviate and prevent conditions of unemployment, to assist and retain local industries and commercial enterprises in order to strengthen and revitalize Lansing's economy and to encourage the location and expansion of commercial enterprises to provide needed services and facilities to the City and its residents; and

Whereas, projects to alleviate the aforesaid conditions and accomplish said purposes are being initiated by the Economic Development Corporation of the City of Lansing; and

Whereas, the Economic Development Corporation, in conformity with Act 338 of the Public Acts of 1974, as amended, has by resolution dated July 16, 1980 designated to this Council a project area for the "Federal Forge plant expansion and equipment addition" project, legally described as:

Part of the North $\frac{1}{4}$ of the N.E. $\frac{1}{4}$ of the S.E. $\frac{1}{4}$ of Section 29, T4N, R2W, City of Lansing, Ingham County, Michigan, described as: beginning 222.7 ft. South of a point on the E-W $\frac{1}{4}$ line which is N 89°50' W 450.6 ft. from the East $\frac{1}{4}$ Corner of said Section 29; thence S 89°24' W 60 ft.; thence S 00°36' E 81.5 ft.; thence N 89°24' E 60 ft.; thence N 00° 36' W 81.5 ft. to the point of beginning, together with a non-exclusive easement for ingress and egress between said described parcel and Logan Street, such easement to be described in more detail in the Project Plan.

Whereas, the Lansing Economic Development Corporation has requested this Council to certify the project area described above and to establish a project district area; and

Whereas, this Council must also determine the necessity of establishing a project citizens district council for the "Federal Forge Plant expansion and equipment addition" project;

Now, Therefore, Be It Resolved that

pursuant to Section 8 and Section 12 of Act 388 of 1974, as amended, the Lansing City Council certifies the designation of the project area for the "Federal Forge Plant expansion and equipment addition" project described above; and

Be It Further Resolved that a project district area be established in accordance with the following description:

The north $\frac{1}{4}$ of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ except the west 330 feet of Section 29, T4N, R2W, City of Lansing, County of Ingham, State of Michigan; together with the property described as: Commencing on the Center line of S. Washington Ave. 1046 ft. SWly of the intersection of S. Washington Ave. and West Mt. Hope Ave., thence SWly along center line S. Washington Ave. 337.5 ft., West to SEly R/W line NYC RR, NEly along said R/W line to a point due West of the beginning, thence east to the point of beginning, excluding lands used for street purposes; Section 28, T4N, R2W.

Be It Finally Resolved that this Council finds that it is not necessary to establish a project citizens district council for this "Federal Forge Plant expansion and equipment addition" project of the Economic Development Corporation.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, P.A. 338 of 1974, as amended, requires that the legislative body of the governmental unit from which employment would be transferred consequent to completion of a project for which financing is sought through the issuance of revenue bonds or notes by an Economic Development Corporation must consent by resolution to the transfer; and

Whereas, William Martin has made application to the Economic Development Corporation of the Township of Delta for consideration as an EDC project; and

Whereas, William Martin has, by means of a letter received by the City of Lansing May 2, 1980, respectfully requested that the City of Lansing consent to the transfer of employment from the City of Lansing to the Township of Delta resulting from the project for which financing is sought through the issuance of revenue bonds or notes by the Economic Development Corporation of the Township of Delta; and

Whereas, the Council of the City of Lansing has by resolution dated June 16, 1980 stated that it will approve such requests for consent to transfer employment provided that the benefiting local govern-

mental unit adopts a similar resolution indicating its willingness to permit transfers of employment to the City of Lansing and providing that the following conditions are met:

1. The relocation will not result in the permanent vacation of a commercial or industrial facility or in any other condition that may have a blighting effect on a surrounding neighborhood that the applicant proposes to vacate;
2. Any applicant must not owe delinquent taxes to the City of Lansing;
3. Any application for consent to the transfer of employment shall give notice to the City at least three (3) months prior to the effect of any such transfer. The application shall be reviewed by the Lansing Economic Development Corporation;
4. The Lansing Economic Development Corporation shall provide assistance to any applicant in working with the City's agencies for matters which need, but not limited to: zoning, public or private land availability, and tax or other economic incentives;
5. The firm relocating outside of the City has demonstrated a positive attempt and has consulted the Lansing Economic Development Corporation in an effort to upgrade or expand facilities at its present location or to relocate within the City of Lansing; and

Whereas, the Martin request meets the above conditions and Delta Township has approved a resolution of intent to consent to employment transfers;

Now, Therefore, Be It Resolved that William Martin's request for consent to a transfer of employment pursuant to a project for which financing is sought through the Economic Development Corporation of the Township of Delta is hereby approved.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

That the resolution in regard to the sale of properties located in the Capitol Commons Neighborhood Development Area to the E.J.S. Housing Partnership be pulled from the agenda and referred back to the Committee on Physical Development.

Carried.

By PHYSICAL DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing Planning Department unanimously adopted the staff recommendations concerning a request by the State of Michigan concerning the vacation of Sycamore Street between Ottawa and Allegan Streets and to cul-de-sac Michigan Avenue east of Short Street, and

Whereas, the committee on Physical Development concurs in this recommendation, now

Therefore Be It Resolved, by the City Council of the City of Lansing that the request of the State of Michigan to vacate Sycamore Street between Ottawa and Allegan Streets and to cul-de-sac Michigan Avenue east of Short Street subject to provision of required utility easements and assuring a 45 foot curb to curb radius for the cul-de-sac is hereby approved, and

Be It Further Resolved, that contact will be made with the State of Michigan and concerned utilities to cooperatively plan for the phased development of the Sycamore Street improvements.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

Whereas, Mr. Frank McKowen has requested permission to build an addition to his garage on property located at 1611 W. Rundle Avenue, and

Whereas, the existent garage has been built within the City's sewer easement for a 24" combination sewer running at a depth of 8' and the proposed addition would also be over the sewer, and

Whereas, the Public Service Department has no objection to this proposed construction, providing the City would not be held liable for damage to the garage should future sewer repairs necessitate its removal or alteration, and

Whereas, the Committee on Physical Development has reviewed this request;

Now, Therefore, Be It Resolved by the City Council of the City of Lansing that the request of Mr. McKowen is hereby approved subject to the conditions mentioned above.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

CITY OF LANSING STATE OF MICHIGAN

At a regular meeting of the City Council of the City of Lansing, Michigan, held

on the 28th day of July, 1980, in the Council Chambers, City Hall, Lansing, Michigan, at 7:00 p.m., Michigan Time.

Present: Councilmen Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington.

Absent: Councilman Adado.

The following resolution was offered by Councilman McKane, who moved its adoption, and was seconded by Councilman Belen:

RESOLUTION ADOPTING THE ARTICLES OF INCORPORATION OF THE CITY OF LANSING HOSPITAL FINANCE AUTHORITY PURSUANT TO ACT 38, PUBLIC ACTS OF 1969, AS AMENDED

The City Council of the City of Lansing, State of Michigan, hereby resolves as follows:

Section 1. The City of Lansing has determined that it is in the best interests of the City to incorporate a local hospital authority pursuant to Act 38, Public Acts of 1969, as amended.

Section 2. The authority shall be known as the "City of Lansing Hospital Finance Authority."

Section 3. The following Articles of Incorporation of the City of Lansing Hospital Finance Authority are hereby adopted:

Adopted by the following vote:

Unanimously.

Councilman Blair wanted it noted that the appointments would be made by the Mayor and confirmed by the City Council.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the City Council is aware of continuing problems at Potter Park, involving use of alcoholic beverages and drugs, disruptive gatherings of young people, "cruising" and overly-loud car radios, all of which detract from the family-oriented nature of this park; and

Whereas, normal law enforcement procedures have been unsuccessful in controlling these disruptive influences; and

Whereas, a special citizens' committee has been formed and is now working with City officials to formulate long-range solutions to these problems; and

Whereas, the City Council believes some actions must be taken in the interim to

mitigate the potential for confrontation and violence;

Now, Therefore, Be It Resolved the Lansing City Council hereby establishes a parking fee of \$1.00 per vehicle at Potter Park, to be paid at a location which would prevent repeated circling of the park drive; and

Be It Further Resolved, the entry location shall be operated by either contractual services or temporary contract help; and

Be It Further resolved, revenues in excess of expenses generated by the parking fee shall be designated only for Potter Park Complex development through segregation from other general fund accounts, and such future park development plans shall be reviewed and commented upon by the Friends of the Zoo Society and the Parks Board prior to submission to City Council; and

Be It Further Resolved, that the Administration and Park Board are requested to prepare a proposed contract with the Friends of the Zoo Society to operate the entry location and to collect the parking fee by December 31, 1980; and

Be It Further Resolved, that the position of Parks Security Officer 1, which was created by City Council resolution dated January 24, 1977 (1977 Council Proceedings, p. 64) for the purpose of overnight security at the Potter Park Zoo, shall be shifted to daytime security at Potter Park, with Contract Watchmen to provide overnight security, as recommended by the Director of Parks and Recreation; and

Be It Further Resolved, the daytime Parks Security Officer shall normally be horse-mounted in order to gain maximum mobility and for optimum crowd control capability, with the horse to be boarded in zoo facilities; and

Be It Further Resolved, the Mayor and Traffic Engineer are requested to survey streets surrounding Potter Park, and recommend appropriate parking restrictions that would control problems that may arise as well as protect the on-street parking rights of area residents; and

Be It Further Resolved, the Mayor is requested to order continued special attention to Potter Park by the Lansing Police Department with vigorous enforcement of the Parks Ordinance; and

Be It Further Resolved, the City Council supports all efforts to design Potter Park recreational programs specifically toward family participation; and

Be It Further Resolved, the \$1.00 parking fee shall be temporary, as an experiment, beginning not later than August 1, 1980, and ending December 31, 1980, unless extended by future action of the City Council; and

Be It Finally Resolved, the City Council expects to be kept informed on the impacts

of these policies by the Mayor, the Parks Board, Friends of the Zoo Society, and the Potter Park Ad Hoc Citizens' Committee.

Discussion was held on the resolution.

Vice President McKane passed the Gavel to Councilman Belen who was made temporary chairman so that he could discuss the resolution.

Adopted by the following vote:

Yeas: Councilmen Belen, Blair, Lindemann, McKane, Worthington—5.

Nays: Councilmen Brenke, Gunther—2.

ZONINGS

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-17-80—1701-1705 S. Cedar Street
and 508-512 Isbell Street

be rezoned from "C" Two Family Residential District to "F" Commercial and "J" Parking Districts and the "Map" be changed to indicate such transfer;

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall be held at the Council Chamber in the City Hall on the 11th day of August, 1980, at 7:00 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-21-80—6500 Amwood Street

be rezoned from "A" One Family Residential, "B" One Family Residential Districts and "F" Commercial District to "D-1" Professional Office District and the "Map" be changed to indicate such transfer;

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall be held at the Council Chamber in the City Hall on the 11th day of August, 1980, at 7:00 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-22-80—227 N. Pine Street

be rezoned from "D" Apartment District to "D-1" Professional Office District and the "Map" be changed to indicate such transfer;

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall be held at the Council Chamber in the City Hall on the 11th day of August, 1980, at 7:00 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-23-80—3021 N. Turner Street

be rezoned from "A" One Family Residential District to "B" One Family Residential District and the "Map" be changed to indicate such transfer;

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objec-

tions they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall be held at the Council Chamber in the City Hall on the 11th day of August, 1980, at 7:00 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-24-80—314 N. Walnut Street

be rezoned from "D" Apartment District to "D-1" Professional Office District and the "Map" be changed to indicate such transfer;

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall be held at the Council Chamber in the City Hall on the 11th day of August, 1980, at 7:00 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-14-80—1630 S. Cedar Street

be rezoned from "C" Two Family Residential District to "F" Commercial and "J" Parking Districts and the "Map" be changed to indicate such transfer;

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall

be held at the Council Chamber in the City Hall on the 11th day of August, 1980, at 7:00 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By COUNCILMAN BRENKE—

Resolved by the City Council of the City of Lansing:

That Councilman Adado be excused from the session.

Carried.

By COUNCILMAN BLAIR—

That the Council take a five minute recess.

Carried.

Council recessed at 9:35 p.m. and reconvened at 9:40 p.m.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

That the following transfers be made:

\$5,420.00 from Estimated Revenue—Potter Park
A/C 101-719-001-160

\$4,320.00 to Wages—Temp. Help
A/C 101-719-001-707

500.00 to Horse Rental
A/C 101-719-001-943

600.00 to Misc. and Op. Expenses
A/C 101-719-001-741

I hereby certify that this is a properly drawn and eligible transfer.

JAN LAZAR,
Budget Director.

Approved:

JAMES D. BLAIR,
SIDNEY P. WORTHINGTON,
LUCILE BELEN,
TERRY J. MCKANE,
PATRICK E. LINDEMANN,
Committee of the Whole.

By COUNCILMAN WORTHINGTON—

That the transfer of funds be tabled for one week.

Adopted by the following vote:

Unanimously.

By COUNCILMAN GUNTHER—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived for the purpose of presenting items that are not listed on the agenda.

Adopted by the following vote:

Yeas: Councilmen Belen, Brenke, Gunther, Lindemann, McKane, Worthington—6.

Nays: Councilman Blair—1.

By COUNCILMAN GUNTHER—

Resolved by the City Council of the City of Lansing:

That the remaining unexpended balance in the following account be reappropriated and brought forward in the 1980-81 budget year.

Department—Capitol Improvements

Account Number—101-936-813-971.

Description—Exhibition Hall Project

Adopted by the following vote:

Yeas: Councilmen Belen, Brenke, Gunther, Lindemann, McKane, Worthington—6.

Nays: Councilman Blair—1.

REMARKS BY THE MAYOR'S EXECUTIVE ASSISTANT

No remarks.

Bob Siemon (phone 484-0902) spoke.

By COUNCILMAN BLAIR—

That this meeting stand adjourned.

Carried.

Council adjourned at 10:00 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

July 28, 1980

F/B

CITY CLERK'S OFFICE

Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE

U. S. POSTAGE

PAID

Permit No. 1461
Lansing, Michigan

563

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, August 4, 1980

CITY COUNCIL ROOMS

Lansing, Michigan

August 4, 1980

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by President Adado.

Present: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington—8.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman McKane.

Pledge of Allegiance was led by Councilman McKane—

By COUNCILMAN McKANE—

That the Council Proceedings of July 15, 1980, be approved.

Carried.

PUBLIC HEARINGS

August 4, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed adoption of the Physical Development Plan for Neighborhood Development Area No. 4 to include Neighborhood Housing Improvement Guidelines and Community Development Financial Services and to consider amending Article XIV, Chapter 36 of the Code of Ordinances for the purpose of adopting this Physical Development Plan for NDA No. 4.

Motion by Councilman Worthington that the hearing not be held at this time and this be adjourned until September 8, 1980.

Carried.

August 4, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed demolition of a vacant, unsafe structure located at 315 S. Hosmer Street.

The Council President announced that if there was anyone present who had any

suggestions or objections to make to the proposed demolition he had the privilege of speaking at this time.

Referred to Committee on Public Property and Safety.

August 4, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed demolition of a vacant, unsafe structure located at 314 Denver Street.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed demolition he had the privilege of speaking at this time.

Referred to Committee on Public Property and Safety.

August 4, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed demolition of a vacant, unsafe structure located at 904 Middle Street.

The Council president announced that if there was anyone present who had any suggestions or objections to make to the proposed demolition he had the privilege of speaking at this time.

Referred to Committee on Public Property and Safety.

August 4, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed Project Plan for the Parkside Office Building.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed plan they had the privilege of speaking at this time.

Referred to Committee on Economic Development.

REVIEWING ASSESSMENT ROLLS

NO. 278

This is the time set for hearing appeals on the special assessment roll for construction of the Clemens Street Area Storm and Sanitary Sewer Separation Contract PS 47404 as per attached list.

Sanitary Sewer:

Woodman St. Extended from McCullough to Clemens St.

Storm Sewer:

Perkins St. from Lathrop to Clemens

Allen St. from Woodman to Perkins

Shepard St. from Woodman to Perkins

Leslie St. from Woodman to Main St.

Regent St. from Woodman St. to Main St.

Main St. from Regent St. to McCullough St.

Walsh St. from Clemens St. to Lathrop St.

Clemens St. from Walsh to Woodman St. Extended

The following persons spoke:

Geraldine Judson, 1028 Shepard.

Al Marino, 1110 S. Clemens.

Leon Starin, 1107 Regent St.

Florence Palmer, Clemens St.

Allen Worth, 1106 Regent.

Keith Johnson.

Martha Tillman, 1200 Regent.

Rodolfo Najor, 1138 S. Clemens.

Referred to Committee on Physical Development.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON NON-AGENDA ITEMS. YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

No comment.

Councilman Adado announced that they were making a survey of Channel 28 to find out the number of people that view this channel because of Senate Bill No. 2827 that would do away with Channel 28. They are to meet on Thursday, with Senator Riegle in regard to said bill.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

SECOND HAND DEALER—

Ray Jo's.

Referred to Committee on General Services.

Summons filed in Circuit Court by Raynes Corporation vs. The City of Lansing by its Board of Water and Light in connection with an engine that was installed at the Cedar Street Pumping Station.

Referred to Mayor, City Attorney, Board of Water and Light.

Summons filed in U.S. District Court by Glennon E. Jones vs. Lansing Police Department in connection with injuries received during arrest.

Referred to Mayor, City Attorney.

Claim filed by Robert B. Carowitz in regard to broken sidewalk at 724 N. Walnut Street that he had repaired.

Referred to Mayor, City Attorney.

The Roary Corporation requests "Final Plat Approval on Final Plat of Ingham Park."

Referred to Mayor, Planning Board.

Petition filed for the installation of lights in alley between Barnes Avenue, Bradley Avenue, Moores River Drive and Davis Avenue.

Referred to Mayor, Board of Water and Light.

Michigan Department of Commerce—Liquor Control Commission submits:

Request from John Q's, Inc., for a new dance permit to be held in conjunction with 1980 Class "C" license located at 111 S. Capitol Avenue.

Application from Karl L. Gotting, of Loomis, Ewert, Ederer, Persley, Davis & Gotting on behalf of One Michigan Avenue Associates, a Michigan limited partnership for a new full year "B-Hotel" license to be located at the "100 block" (bordered by Michigan Avenue on the south, Grand Avenue to the east, Ottawa Street to the north, and Washington Square Mall to the west).

Referred to Mayor, Committee on General Services.

Spadafore Distributing Co. submits application for a Commercial Facilities Exemption Certificate for property at 919 Filley Street.

Referred to Mayor, Economic Development Corporation.

Request from Lansing Jaycee Auxiliary requesting a special 24-hour liquor permit for August 29, 30, 1980, at the Riverfront Park.

Referred to Mayor, Committee on Public Property and Safety.

Letter from Timothy F. Konieczny in regard to adult crossing guard at Boston Blvd. and Gordon Avenue.

Referred to Mayor.

Michigan Municipal League submits material having to do with the Michigan Municipal League's Annual Convention scheduled for October 8-10, 1980, at the Kalamazoo Center Hilton Inn.

Referred to Mayor, Elected Officials and Department Heads.

Copy of letter sent to Planning Department from Jonathan E. Maier in regard to Park Walk Exchange—River Forest Subdivision.

Referred to Mayor, Planning Department, Waterfront Development Board.

Applications submitted to Department of Natural Resources—State of Michigan for use of flood plain by:

Ms. Lynne Vellenga.

City of Lansing.

Received and placed on file.

Notices from Consumers Power Co. of public hearings to be held on:

August 4, 1980—Adjustment Charge.

August 11, 1980—Reconciliation of Net Revenues received with Net Recoverable expense incurred.

Received and placed on file.

Letter from Frank H. Sallows, Jr., in regard to proposed concept for Riverboat operations by Unique Enterprises.

Received and placed on file.

MAYOR'S EXECUTIVE ASSISTANT COMMENTS ON ANY ITEM ON THE AGENDA:

No comment.

THE PUBLIC MAY NOW ADDRESS
THE CITY COUNCIL ON ANY OF
THE FOLLOWING ITEMS LISTED
ON THE AGENDA. COMMUNICA-
TIONS AND PETITIONS, COMMIT-
TEE REPORTS, REPORTS OF CITY
OFFICERS AND BOARDS AND
RESOLUTIONS. YOU MAY SPEAK

ONLY FOR 3 MINUTES ON ANY ONE ITEM.

The following persons spoke relative report from Human Relations Board and the gay community in Lansing:

Gene Martin, 132 Leslie St.

Gary Zick, 6243 Enden Hall Way—Meridian Township.

Mary Hartshorn, M.D., 2300 Hanover Dr.

Joe Briggs, 1441 E. Michigan Ave.

Norman Samson, 543 Kirby Dr.

Robert Lundy, Atty., 6300 W. Michigan Ave.

David Kallman, 3627 Stagecoach Dr.—Okemos.

Tom Gore, 1316 Jerome St.

Cathy Evans, 812 Eureka.

Dixie Rapelje, 401 Chilson St.

Andy Stewart, 1104 Dakin St.

Ken Doolittle, 6427 S. Washington Ave.

Mark Henshaw, 4464 Janice Lee.

Erwin Robinson.

Richard Dalman, 2821 Aurelius Rd.

Steven Borg, 2676 Columbia Rd.—Dansville.

Stephen Franklin, 211 W. Lapeer St.

Rev. Eleanor Morrison, 1400 Pershing.

Alton Cooper.

Bob Nagy, 1608 Hollyway.

Jim Barnes, 204 E. North St.

Jim Bird, 705 Fenton St.

Jack Peterson, 1211 Eaton Ct.

Tim Wilson.

Juanita Hunt, 415½ Dorrence Place.

Stephen Mann, 306 Isbell St.

Mike Pirada, 114 S. Hayford St.

John Nagy, 640 N. Fairview St.

Mary Dalman, 2821 Aurelius Rd.

Dan Jones, 137 Kenzie.

Joe Kelly.

David Miller.

Ms. Sinclair, 620 W. Barnes Ave.

Judith Platte, 5702 Orchard Ct.

Margarite Morosky.

Carol King, 119 E. Kalamazoo St.

Ron Church, 3107 Fairway Ct.

Joseph Caley.

Bob Seimon spoke in regard to the parking fee at Potter Park.

Nellie McKim, 725 Community St., spoke and thanked the negotiating committee for the time spent and help they gave during negotiations.

Francis J. Kelly, Jr., member of the Human Relations Board, spoke.

Mark W. Holtzapple, of Dignity/East Lansing, spoke.

By COUNCILMAN WORTHINGTON—

That the meeting recess for a period of 10 minutes.

Carried.

Council recessed at 9:30 p.m. and reconvened at 9:40 p.m.

REPORTS OF COMMITTEES

The COMMITTEE ON GENERAL SERVICES approves the following applications and bonds for licenses:

SECOND HAND DEALER—
Ray Jo's.

Signed:

WILLIAM A. BRENKE,
TERRY J. MCKANE,
LOUIS F. ADADO,
Committee on General
Services.

By COUNCILMAN BRENKE—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred the rezoning petition Z-20-80 for property at 800 block West Holmes Rd. (south side) from "A" One Family Residential District to "F" Commercial District, reports as follows:

That said rezoning be approved.

Signed:

SIDNEY P. WORTHINGTON,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Physical
Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred the rezoning petition Z-18-80 for property at 311 Seymour St. from "D" Apartment District to "D-1" Professional Office District, reports as follows:

That said rezoning be approved.

Signed:

SIDNEY P. WORTHINGTON,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Physical
Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred the rezoning petition Z-18-80 for property at 2710 West Miller Rd. from "A" One Family Residential District to "G-2" Wholesale and "DM-1" Multiple Family Dwelling Districts, reports as follows:

That said rezoning be approved.

Signed:

SIDNEY P. WORTHINGTON,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Physical
Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS
AND BOARDS

July 31, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor—City Hall

Lansing, Michigan 48933

Dear Council President and Members:

I am attaching a letter of Intent signed by Harvey Cater, an employee of the Lansing Parks and Recreation Department, to do business with the City of Lansing in accordance with Section 14-4 of the Lansing City Charter.

Very truly yours,

THEO FULTON,
City Clerk.

Received and placed on file.

July 28, 1980

The Honorable Gerald W. Graves, Mayor,
and Louis Adado, Council President, and

Members of the Lansing City Council

Lansing City Hall

Lansing, Michigan 48933

Dear Mr. Mayor and Council Members:

The Lansing Housing Commission is required, under Resolution No. 108, Section 281, City of Lansing, to submit an annual report to the Mayor and City Council. The following is a report for the year ending June 30, 1980.

This report covers all aspects of Commission operations with the exception of the financial report. This material has not yet come to us from our fee accountants, Hawkins, Ash and Baptie of LaCrosse, Wisconsin. It will be forwarded as an addendum to this report immediately upon its arrival in our offices.

MANAGEMENT

Under the Management of the Lansing Housing Commission as of June 30, 1980, are the following properties:

	Units
Michigan 58-2— Mt. Vernon Park	140
Michigan 58-3— Hildabrandt Park	100
Michigan 58-4— Scattered Sites	15
Michigan 58-5— Scattered Sites	54
Michigan 58-6— Oliver Tower	101
Michigan 58-7— LaRoy Froh	100
Michigan 58-8— Scattered Sites	60
Michigan 58-9— Homebuyers	34*

Michigan 58-10— South Washington Park	188
Michigan 58-11— Scattered Duplexes	46
Michigan 58-12— Forest Road-Hoyt Avenue	52
<hr/>	
Total Units Under Management	890

*This number is reduced by one since another unit under the Homebuyers' program was sold to the resident occupying it under the program.

The Section 8, Existing Housing program, which consists of 80 Certifications available, currently has 59 units committed. There are other applicants who are Certified and looking for acceptable units in the private sector, according to the guidelines of the Section 8 program.

In Section 8, New Construction, the Commission is paying Housing Assistance Payments for 99 elderly individuals or families. These are in the building known as Somerset developed by Oxford Development.

The application lists for Public Housing are running at 367 currently. They are broken down in the following manner:

Total Family applications	245
Total Senior Citizen applications	36
Total Handicapped applications	86

The Lansing Housing Commission has received a program reservation for 91 units of public housing to be built in the metropolitan area. These units will be two and three bedroom units and will meet the greatest needs of the Commission in terms of applications, since 221 of the applicants in the 245 family application list require two or three bedroom units.

The 91 units, which will be known as Michigan 58-15, will be going into the production stage during fiscal year 1980/81.

Since the report for last year, the Commission has hired a new Executive Director, Walter Norris, Jr. Mr. Norris replaces Marcel B. Elliott who retired due to ill health and has since passed on.

Since Mr. Norris's arrival in late October, he has inaugurated several changes in rent-payment procedures, instituted new policies in this area and others. Examples re:

1. Revocation of bi-monthly payment of rents except for tenants on current bi-monthly agreements, all of which will have expired by February 1, 1981. This will tighten up procedures and allow Court date for eviction to come quickly enough to avoid the loss of more than one month's rent.
2. Inauguration of a security deposit requirement equal to one month's rent.

3. A new system to charge back damages, other than regular wear and tear, to tenants requiring payment in 30 days for amounts up to \$50.00 and 60 days for amounts in excess of \$50.00, has been started. If a tenant does not comply with payment on time, eviction procedures may be started.

4. Rents for recipients of public assistance have been raised to the maximum allowed, and the maximum rental amount for residents whose rents are determined by 25% of adjusted income has been raised.

As of this date, the Commission has completed a utility cost survey, consisting of an actual audit of one-half of the scattered site units proportioned by unit size, for the twelve month period May, 1979 to May, 1980. This will result in a change of utility allowances for the residents who pay their own utilities, among other things.

An updating, rewriting where necessary, of all major Lansing Housing Commission policies is underway. To date the Travel Policy, Investment Policy, Procurement Policy, Capitalization Policy and Disposition Policy have been up-dated. The Personnel Policy has been rewritten and is being reviewed by the City Attorney prior to adoption by the Commission.

The only remaining major Policy to be up-dated is the Admission Policy, and work on the revision is proceeding. The new Policy will contain an explicit screening procedure which will enable the Commission to be more selective in placing applicants and which will contribute to the desired goal of a stable social environment as well as safe, decent and sanitary housing in Commission developments and scattered sites.

The Commission, presently, is in competition for a Comprehensive Modernization Program grant, seeking approximately one and a quarter million dollars to be used at Mt. Vernon Park development. This will upgrade, modernize and correct some design flaws that have been discovered in that development.

As always, the Commission is addressing the problem of vacancy which, although it has not exceeded the 5% considered acceptable, is still too costly. The number of vacant units had been cut very considerably, however the new rent collection program resulted in a number of evictions which added to the vacancy again. These situations will settle and, in due time, a more stable resident population will result, allowing concentration on on-going maintenance of occupied units rather than rehabilitation of empty ones.

The Lansing Housing Commission will have its biennial audit done before the end of 1980. As always, an independent audit firm will be selected to do the audit. Bids have been taken and a decision will be reached within the next few days on the firm to be hired.

As you can see from the foregoing, the Lansing Housing Commission is and has been in a period of positive change in all phases of its operation. This will surely continue and the results will be apparent to all who are interested in the provision of housing for low-income residents of the Lansing community.

As always, the Commission and its staff are most appreciative of the cooperation received from the Mayor's Office and the City Council in all areas where it has been sought. The financial portion of this report should prove encouraging when it arrives and is forward to you.

Sincerely,

LANSING HOUSING
COMMISSION
Walter Norris, Jr.
Executive Director.

Received and placed on file.

July 28, 1980

Honorable Mayor and
Members of the City Council

Gentlemen:

The Board of Zoning Appeals at their meeting of July 10, 1980, held election of officers. The following were elected for the next fiscal year:

Lucille Amon, Chairman.

Edward Moyer, Vice-Chairman.

Sincerely,

VERNON C. FOUNTAIN,
Secretary,
Board of Zoning Appeals.

Received and placed on file.

August 1, 1980

President Adado and Members
of Lansing City Council

10th Floor—City Hall

Lansing, Michigan 48933

Subject: Investigation of Complaint
referred from City Council

On June 6, 1980, the Chairperson of the Human Relations Advisory Board received your request to investigate the complaint of Gene Martin, of alleged harassment by the Lansing Police.

On June 12, 1980, the Board moved to request the staff to investigate these allegations.

The Human Relations Advisory Board

held a special call meeting on July 31, 1980, for the expressed purpose of receiving and discussing the report submitted by the staff of the Human Relations Department.

Attached is the completed report of the investigation, which was unanimously approved by our Board to accept and concur with the full report and the recommendations.

HUMAN RELATIONS ADVISORY BOARD

Billie Gladstone, Chairperson.

Referred to Committee on Public Property and Safety.

July 30, 1980

Council President Louis Adado and
Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and
Council Members:

Attached is a letter received by this office from the Department of Housing and Urban Development which commends the City of Lansing for its efficient operation of the Section 312 Program. HUD is so pleased with the City's review procedure and its loan packaging that it is giving local approval authority to the City, thereby reducing the involvement of the Regional HUD Office. HUD's confidence in the City of Lansing's abilities is a tremendous compliment to the way our City rehabilitation programs have been and are currently functioning. The Building Safety and Development Department and its Redevelopment Division are particularly to be commended for their excellent performance in the Section 312 program.

I take this opportunity to point out to you that the Section 312 program brings in excess of \$250,000 per year directly into rehabilitation and to the City of Lansing. Administration of this program is paid for entirely by Community Development Block Grant funds. It is because the City is able to use its CD funding and personnel to support this program that it has been so successful in Lansing. Although the CD program shows no direct benefits from the 312 program, the City is able to bring these additional dollars in without extra support from the General Fund.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 7/30/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Deputy Director of Finance Re: The Thirty-Ninth Annual Report of the Secretary covering operations of the Employees' Retirement System for the year ended December 31, 1979

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

DATE: 7/30/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Deputy Director of Finance Re: The Thirty-Sixth Annual Report of the Secretary covering operations of the Policemen's and Firemen's Retirement System

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

DATE: 7/31/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Budget Director, Jan Lazar Re: Teamster Contract—Financial Impact

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

DATE: 7/31/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Chairperson, Priscilla Holmes, Citizens' District Council No. 4 Re: Public Hearing on Phase I

of the development plan and on the proposed ordinance be cancelled. Hearing was scheduled to occur on August 4, 1980.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

DATE: 7/31/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group Re: Recertification of project area, redesignation of project area for Jury-Rowe building renovation

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 7/31/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group Re: LWC Company application for Commercial Facilities Exemption Certificate

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

RESOLUTIONS

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the Burton-Upon-Trent Youth Choir has been in Lansing; and

Whereas, the exceptional concert at the Grace United Methodist Church on Friday, August 1st was thoroughly enjoyed by all who attended; and

Whereas, the sharing of musical expressions is surely the purest way of communi-

cating good will among human beings; and

Whereas, the Citizens of Lansing are beneficiaries of this musical gift;

Now, Therefore, Be It Resolved, by the City Council of the City of Lansing hereby extends the warmest welcome to the Burton-Upon-Trent Youth Choir and heartily approves of its sowing the musical seeds of good will.

Adopted by the following vote:

Unanimously.

By COUNCILMAN BRENKE—

Resolved by the City Council of the City of Lansing:

That the request from Harley Hotels, Inc., 3600 Dunkel Rd., for transfer of ownership of 1980 B-Hotel licensed business at 6741 S. Cedar St. from Cedar-Lansing, Inc., is hereby approved by the City Council of the City of Lansing providing signatures of all required departments have been obtained.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing Negotiating Committee and the Negotiating Committee of the International Brotherhood of Teamsters, Chauffeurs, Warehousemen and Helpers of America, Local No. 580, have completed good faith collective bargaining; and

Whereas, the fruits of such collective bargaining are specifically encompassed within the terms of a new two year agreement between the parties, said contract having been ratified by a majority of the voting membership of Teamsters Local 580 encompassing City of Lansing employees on July 1, 1980; and

Whereas, the agreement provides for an increase of 9% to the existing wages and salaries of bargaining unit members retroactive to July 1, 1980, and other benefit changes the costs of which are within budgeted appropriation for the current fiscal year.

Now, Therefore, Be It Resolved, the City Council hereby accepts the terms of the contract and authorizes the Mayor and City Clerk to affix their signatures to said contract subject to approval as to form by the City Attorney and certification as to funds by the City Controller in the manner prescribed by applicable provisions of the Lansing City Charter.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing (Concurrent with the East Lansing City Council):

Whereas, the United States Senate is currently considering Senate Bill 2827, which would update the Communications Act of 1934; and

Whereas, S.B. 2827 differs from its counterpart in the House of Representatives (H.B. 6121) by containing provisions that would substantially deregulate the cable television industry; and

Whereas, the Federal Communications Commission has continued its review of all its cable rules with the apparent goal of minimal Federal regulation; and

Whereas, there has been a significant loss of Federal regulatory involvement as a result of FCC and court action, and a potential gain in the latitude of local decision-making; and

Whereas, section 238 of S.B. 2827 would remove local governments' authority to require public access channels and programming in cable franchise agreements; specifically prohibit government access channels; remove other governmental programming options; and prohibit local government regulation of cable service rates; and

Whereas, cable television is essentially a local service, and local government, as the franchising authority, must maintain the ability to require a cable system to be responsive to community needs through the provision of adequate local programming; and

Whereas, local government should have the option of using any medium available, including cable television, to communicate civic information to its citizenry; and

Whereas, local governments must retain the option to regulate cable rates, thereby insuring that their cable franchisees cannot take advantage of a monopolistic environment to unnecessarily inflate subscriber charges;

Now, Therefore, Be It Resolved, the City Council of Lansing and East Lansing hereby oppose the cable television deregulation provisions of Senate Bill 2827, on the grounds that the Federal government would usurp local governments' ability to regulate a local service; and

Be It Further Resolved, the joint City Councils call upon the Senate Committee on Commerce, Science and Transportation to conduct comprehensive public hearings prior to further action on S.B. 2827, to

allow local governments and access users to state specific opposition to the bill; and

Be It Finally Resolved, the City Councils of Lansing and East Lansing join the National League of Cities, the Cable Television Information Center, the National Federation of Local Cable Programmers, the AFL-CIO, the Michigan Municipal League, and others in opposition to any form of Federal or State preemption of local interests regarding cable television.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, Act 223, P.A. 1909, as amended by Act 196, P.A. 1970 provides for the conveyance of State-owned tax-reverted lands to municipal units for public purposes, and

Whereas, a parcel of land under the jurisdiction of the State of Michigan, Department of Natural Resources and is available for acquisition under the provisions of the above mentioned act South 2 rods of Lot 20, Block 3, Handy Home Addition (1538 Ballard St.), and

Whereas, the City Council, City of Lansing, Michigan, desires to acquire said lands for purposes of redevelopment in Neighborhood Development Area No. 3,

Now, Therefore, Be It Resolved that the City Council, City of Lansing, Michigan, is authorized to make application to the State of Michigan, Department of Natural Resources, Lands Division for conveyance of said land to the City of Lansing, Michigan, for a nominal fee of \$1.00 plus the State's maintenance costs, if any, and

Further, Be It Resolved that the City Council, City of Lansing, Michigan, shall set up necessary procedures and controls to provide for the proper distribution of funds arising from the subsequent sale of the acquired property in conformity with the above mentioned acts.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing and Building in Lansing's Development Corporation have acquired and cleared land in the Capitol Commons Neighborhood Development Area in accordance with the Capitol Commons Neighborhood Development Plan as approved by Lansing City Council; and

Whereas, the City of Lansing did advertise for and did receive proposals for the development of Capitol Commons; and

Whereas, as a result of an extensive developer selection process the EJS Housing Partnership was selected as the developer of Capitol Commons and this selection was approved by the Lansing City Council; and

Whereas, a Contract for Sale of Land for Private Redevelopment has been negotiated between the City of Lansing, Building in Lansing's Development Corporation and EJS Housing Partnership, and said contract sets forth the terms and conditions of sale and the legal descriptions of the real property to be conveyed; and

Whereas, said contract has been reviewed and approved by the Physical Development Committee of the Lansing City Council; and

Whereas, during contract negotiations, the EJS Housing Partnership has continued to finalize development plans, apply for mortgage financing and has pursued and maintained a variety of efforts necessary for the initiation of development.

Now, Therefore, Be It Resolved by the City Council of the City of Lansing that the sale of real property in the Capitol Commons Neighborhood Development Area to EJS Housing Partnership, substantially in accordance with the terms and conditions of the Contract for Sale of Land for Private Redevelopment by and between the City of Lansing, Michigan, Building in Lansing's Development Corporation, and EJS Housing Partnership, be and is hereby approved.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the Board of Water and Light has offered to sell the Hazel Street warehouse to the City of Lansing for the sum of \$103,000; and

Whereas, Lansing City Council has appropriated the sum of \$103,000 in order to acquire said property from the Board of Water and Light; and

Whereas, pursuant to Chapter 2, Section 2-125(e)(3) of the Lansing City Charter (Ordinance on Acquisition and Disposition of Real Property) the Mayor has accepted the Board of Water and Light's offer to transfer said property; and

Whereas, the ordinance on Acquisition and Disposition of real property requires the Mayor to initiate a resolution for the Lansing City Council to approve the transfer of said property to the Department,

division or agency which shall be responsible for utilizing said property;

Now, Therefore, Be It Resolved that the Hazel Street warehouse property be hereby transferred to the Department of Administrative Services.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nays: Councilman Blair—1.

By COMMITTEE ON PUBLIC PROPERTY AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing Planning Board has approved the sale of a parcel of City property located in the 600 block of North Jenison Street, to the adjacent property owner, for \$200.00, and

Whereas, the City's Property Manager has determined that this land is not being used as park land, and that the adjacent property owner has been maintaining this land for over 8 years, and

Whereas, the title report does not show that this land was deeded to the City for Park purposes, nor was subject land purchased for Park use, and

Whereas, it was common in the early 1900 Hundreds for the City Council to turn unused land over to the Park Board for maintenance, and

Whereas, the adjacent property owner has offered the City \$200.00 to purchase this land,

Now, Therefore, Be It Resolved that the Lansing City Council does hereby authorize the sale of this property by Quit Claim Deed, after approval as to form by the City Attorney in favor of Francis R. Leik on the following described property:

That part of Lot No. 12 of Block No. 11 of Espanore Addition beginning at a point 50 feet North of the Southeast corner thereof and running thence North to the Northeast corner of said lot, thence southwesterly along the Southerly line of Drexel Road 70.7 feet, and thence in the arc of a circle to the place of beginning.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Traffic Board has recommended a change in parking restrictions on Ottawa St. east of Logan St. due to new traffic patterns resulting from two-way traffic on Ottawa; and

Whereas, the Mayor has concurred in the Traffic Board's recommendation;

Now, Therefore, Be It Resolved, the Lansing City Council hereby establishes an area of NO STOPPING, STANDING, OR PARKING on the south side of Ottawa St. from Logan St. to 150 feet east of Logan St., thereby making the left lane available for left turns onto southbound Logan St.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Traffic Board has recommended different parking restrictions for the west side of the alley east of the North Capitol Parking Garage; and

Whereas, the Mayor has concurred in these recommendations;

Now, Therefore, Be It Resolved, the Lansing City Council hereby changes the parking restriction in the above-named alley to NO PARKING, LOAD ZONE ONLY, 6 A.M.-6 P.M. on the west side of the alley from Ionia to Shiawassee with the exception of two handicapper spaces immediately north of Ionia St.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Traffic Board has recommended changes in traffic and parking restrictions on streets affected by the May 17, 1980, change of seven streets from one-way to two-way; and

Whereas, the Mayor has concurred in these recommendations;

Now, Therefore, Be It Resolved, the Lansing City Council hereby establishes the following restrictions as recommended by the Traffic Board:

NO PARKING AT ANY TIME east side of Walnut St. from Willow St. to 117 feet south of Willow St.

NO PARKING AT ANY TIME north side of Ottawa St. from 308 feet east of

Lahoma St. to Jenison Ave. and from Forbes to Verlinden.

NO PARKING AT ANY TIME south side of Ottawa from Logan St. to 150 feet east of Lahoma St.

NO LEFT TURN 7 A.M.-9 A.M. from northbound Logan St. to westbound Alleghan St. except Saturday and Sunday.

NO LEFT TURN 3 P.M.-6 P.M. from northbound Logan St. to westbound Ionia St. except Saturday and Sunday.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Traffic Board has reviewed a request from Theios' Restaurant at 1103 S. Washington Ave. for a change in traffic restrictions near the intersection of Washington Ave./Elm St., and made recommendations based on a review of traffic volumes in the area; and

Whereas, the Mayor has concurred in these recommendations;

Now, Therefore, Be It Resolved, the Lansing City Council hereby establishes the following traffic restrictions as recommended by the Traffic Board:

NO LEFT TURN 6 A.M.-6 P.M. from eastbound Elm St. to northbound Washington Ave.

NO LEFT TURN AT ANY TIME from westbound Elm St. to southbound Washington Ave.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing Planning Board has approved the sale of a parcel of City property located in the 2400 block of E. Saginaw Street to the adjacent property owners,

Now, Therefore, Be It Resolved, that the Lansing City Council does hereby authorize the sale of this property by Quit Claim Deed, after approval as to form by the City Attorney, in favor of the adjacent property owners, for fair market value as determined by the City Assessor, subject to the following stipulations:

- (a) A survey is to be completed to determine the exact dimensions of the property and establish the location of the sidewalk and Saginaw Street right-of-way.
- (b) The cost of this survey will be paid to the City by the adjacent property owners.
- (c) The property once sold, shall be combined with existing lots of the property owners.
- (d) The Deed will be subject to the following:
 1. That no curb cuts or access points be allowed on Saginaw Street.
 2. Any existing building and use restrictions, zoning ordinance and easements of record.
 3. The right to maintain, repair, or remove utilities, either public or private.
 4. That construction of buildings, including parking facilities, are prohibited on the sale parcels.

Adopted by the following vote:

Unanimously.

By COUNCILMEN BRENKE AND ADADO—

Resolved by the City Council of the City of Lansing:

Whereas, the management of Ziegler's Charcoal House located in the Frandor Shopping Center has requested permission to hold a patio cafe in front of the establishment, and

Whereas, the management is fully aware of all requirements of such a cafe, specifically enclosure of the area, supervision and regulations of the Michigan Liquor Control Commission, and State of Michigan Health Department;

Now, Therefore, Be It Resolved, the City Council of the City of Lansing that the request of Ziegler's Charcoal House for a temporary permit to serve food, beer, wine and liquor in a patio cafe on Saturday, August 16th and August 18th through August 23rd is hereby approved.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

Whereas, a vacancy exists on the City of Lansing's Planning Board, and

Whereas, the Mayor has recommended the appointment of Mr. Virgil Langworthy to this board, and

Whereas, the Committee on Physical Development has interviewed Mr. Langworthy;

Now, Therefore, Be It Resolved, the City Council of the City of Lansing hereby approves the appointment of Virgil Langworthy to the Planning Board for a term which expires on June 30, 1984.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

LS-8-80

Southeast Corner of Washington and Northrup

more particularly described as:

Commencing at the west $\frac{1}{4}$ post of Section 4, T3N, R2W, Delhi Township, (now City of Lansing) Ingham County, Michigan; thence east 234.1 feet; thence south 120 feet; thence west 234.1 feet to the west section line; thence north 120 feet to the point of beginning.

Whereas, David Rafferty has requested to divide the above described property into two (2) parcels; one of which will have less than the required depth of 100 feet, as required by the Subdivision Ordinance. The purpose of this request is to construct an additional single family home on the property; and

Whereas, the Planning Board reviewed this request and recommended that the lot division be approved; with a width of seventy (70) feet; and

Whereas, the Physical Development Committee of City Council, to whom was referred the report of the Planning Board, concurs therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing approves of the request to divide the above described property into two parcels and further ordains that the property be divided as follows:

Parcel A—The east 70 feet of the following described property; commencing at the west $\frac{1}{4}$ post of Section 4, T3N, R2W, Delhi Township (now City of Lansing), Ingham County, Michigan; thence east 234.1 feet, thence south 120 feet; thence west 234.1 feet to the west section line; thence north 120 feet to the point of beginning.

Parcel B—Commencing at the west $\frac{1}{4}$ post of Section 4, T3N, R2W, Delhi Township (now City of Lansing), Ingham County, Michigan; thence east 234.1 feet; thence south 120 feet; thence west 234.1 feet to the west section line; thence north 120 feet to the point of beginning; except the east 70 feet thereof.

The applicant, however, stipulates and understands that the lot split as granted by the City of Lansing does not necessarily mean that the applicant may proceed with the division of the property. The applicant further understands that there may be some private restrictions contained in his Deed, or plat restrictions, which may or may not be recorded with the Register of Deeds, which run with the land. The applicant further understands that the City does not have any power or authority over these restrictions.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

LS-39-79

Southeast Corner of Aurelius Road and Luwanna Drive

3301-35-154-111; more particularly described as:

Commencing 922.92 feet north and 33 feet east of the west $\frac{1}{4}$ post, thence east 172.5 feet, north 91.83 feet, west 172.5 feet, south 91.83 feet to the beginning, Section 35, T4N, R2W, City of Lansing, Ingham County, Michigan.

Whereas, William and Betty Woodworth and Floyd Waters have requested to divide the above described property into two (2) parcels, each of which are less than the minimum depth requirements of the Subdivision Ordinance. The purpose of this request is to construct an additional single family lot on the site; and

Whereas, the Lansing City Council, at their meeting of December 10, 1979, approved a lot split for the above described property; and

Whereas, at the time of passage, the legal descriptions submitted with the application were in error; and

Whereas, correct legal descriptions have been submitted and the applicant is requesting that City Council acknowledge these new descriptions; and

Whereas, the Physical Development Committee has reviewed and concurs with these corrections;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that

the corrected legal descriptions are accepted, and that the two approved parcels are described as follows:

Parcel A—Commencing 922.92 feet north and 33 feet east of the west $\frac{1}{4}$ post; thence east 85 feet; thence north 91.83 feet; thence west 85 feet; thence south 91.83 feet to the beginning, Section 35, T4N, R2W, City of Lansing, Ingham County, Michigan.

Parcel B—Commencing 922.92 feet north and 118 feet east of the west $\frac{1}{4}$ post; thence east 87.5 feet; thence north 91.83 feet; thence west 87.5 feet; thence south 91.83 feet to the beginning, Section 35, T4N, R2W, City of Lansing, Ingham County, Michigan.

The applicant, however, stipulates and understands that the lot split as granted by the City of Lansing does not necessarily mean that the applicant may proceed with the division of the property. The applicant further understands that there may be some private restrictions contained in his Deed, or plat restrictions, which may or may not be recorded with the Register of Deeds, which run with the land. The applicant further understands that the City does not have any power or authority over these restrictions.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council on several occasions by resolution, has held in reserve a liquor license, in accordance with the 1970 federal decennial census, for the proposed development of a hotel on the "100 Block" of Michigan Avenue; and

Whereas, the City of Lansing was awarded an Urban Development Action Grant by the Department of Housing and Urban Development on April 30, 1980, for 10.3 million dollars for the construction of an exhibition/convention facility. The funds utilized for the leveraging of the grant are the private dollars being invested in the "100 Block" project as follows:

Hotel approximately	\$16,335,000.00
Retail approximately	\$ 3,600,000.00
Office approximately	\$13,000,000.00;

and

Whereas, the City Council by resolution on several occasions has also set the policy that the top priority of the City is the development of the "100 Block"; and

Whereas, numerous other persons have applied for the remaining liquor license available to the City; and

Whereas, in view of the establishment of the top priority and the clear intent by City Council to reserve the liquor license for the "100 Block"; and

Whereas, the "100 Block" project is proceeding as proposed; and

Whereas, the issuance of a liquor license to One Michigan Avenue Associates (OMAA) is essential for the operation of the hotel and consequently to the development of the "100 Block"; and

Now, Therefore, Be It Resolved, it is the best interest of the City of Lansing to award the liquor license to OMAA;

Be It Finally Resolved that the Lansing City Council does approve and recommend to the Michigan Liquor Control Commission the issuance of a B-Hotel license to One Michigan Avenue Associates, a Michigan limited partnership, to be located at the "100 Block" (bordered by Michigan Avenue to the South, Grand Avenue to the East, Ottawa Street to the North, and Washington Square Mall to the West), Lansing, Ingham County.

By COUNCILMAN BELEN—

That the resolution be amended as follows:

That in the eighth paragraph, the last line, after the letters "OMAA" add the following wording: "above all others."

Carried.

The resolution as amended was adopted by the following vote:

Unanimously.

By COMMITTEE ON ECONOMIC DEVELOPMENT—

CITY OF LANSING

RESOLUTION APPROVING PROJECT PLAN

(Parkside Company Project)

An excerpt from the minutes of a regular meeting of the City Council of the City of Lansing, Counties of Ingham, Clinton and Eaton, Michigan, held in Lansing City Hall at 7:00 o'clock p.m., Michigan Time, on August 4, 1980, at which the following members were present: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane and Worthington; and the following were absent: None.

The following preamble and resolution were offered by Councilman Belen and supported by Councilman Brenke:

Whereas, pursuant to and in accordance with the Economic Development Corporations Act, Act 338 of the Public Acts of

1974, as amended (the "EDC Act"), the City Planning Board has heretofore submitted its findings and recommendations for approval of the Parkside Company Project Plan (a copy of which is on file with the Lansing City Clerk) for the project proposed by The Economic Development Corporation of the City of Lansing ("EDC"); and

Whereas, the Project applicant has advised this Council that American Bank and Trust Company has agreed to purchase the EDC's bonds for the Project in accordance with the following general terms and conditions:

Interest Rate: 65% of prime.

Term of Financing: 20 years.

Amount Borrowed: \$740,000 or 75% of the appraisal value.

Payments: Six Thousand One Hundred Ninety-Three and 80/100 (\$6,193.80) Dollars.

Whereas, this City Council has given due consideration to the findings and recommendations of the City Planning Board prior to consideration of this Resolution; and

Whereas, this City Council has given notice pursuant to and in compliance with the EDC Act of a public hearing which was held heretofore in accordance with the EDC Act therein made and provided; and

Whereas, at said public hearing, the fullest opportunity was given for expression of opinion, for argument on the merits, and for introduction of documentary evidence pertinent to the Project Plan, and further, this City Council has given due consideration to all communications received in writing with reference thereof; and

Whereas, this City Council made and preserved a record of the public hearing, including all data presented thereat; and

Whereas, this City Council wishes to confirm and ratify its previous action with respect to this Project; and

Whereas, this City Council desires to express its approval of said Project Plan, with its amended Project Area, and the Project described therein, and wishes to request The Economic Development Corporation of the City of Lansing to proceed with such Project and the financing thereof.

Now, Therefore, Be It Hereby Resolved by the City Council of the City of Lansing, as follows:

1. The City Council expressly approves the amendment to the Project Area described in the Project Plan wherein the description of the Project Area is amended to read as follows:

Lot 10 and the south 90 feet of Lot 9

of Walter Neller Company's Professional and Business Mart Subdivision on the South $\frac{1}{2}$ of Section 27, T4N, R2W, City of Lansing, according to the recorded plat thereof; also an undivided $\frac{2}{8}$ interest in private parking area A and B, Walter Neller Company's Professional and Business Mart Subdivision.

2. It is hereby determined that the Parkside Company Project Plan prepared by The Economic Development Corporation of the City of Lansing constitutes a public purpose of the City of Lansing and said Project Plan is hereby approved, as amended, based on the following considerations:

(a) the findings and recommendations of the City of Lansing Planning Board;

(b) that the Plan meets the requirements set forth in Section 8 of Act 338 of 1974, as amended;

(c) the persons who will be active in the management of the Project for not less than one year after the approval of the Project Plan have sufficient ability and experience to manage the Plan properly;

(d) the proposed method of financing the Project is feasible and the Economic Development Corporation has the ability to arrange the financing by sale of the bonds to American Bank and Trust Company; and

(e) the Project is reasonable and necessary to carry out the purposes of Act 338 of 1974, as amended.

3. The Economic Development Corporation of the City of Lansing is hereby requested to proceed with the issuance of bonds to finance the acquisition of the Project.

4. All resolutions or parts thereof in conflict with this Resolution are hereby repealed, but only to the extent of such conflict.

Adopted:

Yeas: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane and Worthington.

Nays: None.

Abstentions: None.

STATE OF MICHIGAN }
COUNTY OF INGHAM } ss.

I hereby certify that the foregoing is a true and complete copy of a resolution adopted at a regular meeting of the City Council of the City of Lansing, Counties of Ingham, Eaton and Clinton, Michigan, held on the 4th day of August, 1980, and that the said resolution is on file in the

office of the City Clerk and are available
office of the City Clerk and is available
to the public.

THEO FULTON,
Lansing City Clerk.

Dated: August 4, 1980.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON ECONOMIC
DEVELOPMENT—

THE ECONOMIC DEVELOPMENT

CORPORATION OF THE

CITY OF LANSING

RESOLUTION DESIGNATING PROJECT
AREA

(100 Block—Hotel Project)

At a special meeting of the Board of Directors of The Economic Development Corporation of the City of Lansing, held in the Parthenon Restaurant, in the City of Lansing, Ingham County, Michigan, on the 1st day of August, 1980, at 7:30 o'clock a.m. Michigan Time, pursuant to notice duly given.

Present: Members Gerald Graves; Jack Gunther; John Petroff; George Mills; Edward G. Vogt.

Absent: Members Philip Gannon; Arthur Clyne; William Porter, Jr.; Gerald Lett.

The following preamble and resolution were offered by member Jack Gunther and supported by member George Mills:

Whereas, there exists in the State of Michigan and in the City of Lansing the continuing need for programs to alleviate and prevent conditions of unemployment, to assist and retain local industries and commercial enterprises and projects to strengthen and revitalize the economy, and to encourage the location and expansion of industrial and commercial enterprises and projects to more conveniently provide needed services and facilities to the State and to the City of Lansing; and

Whereas, the Economic Development Corporation Act, being Act 338, Public Acts of Michigan, 1974, as amended (the "Act"), through this Corporation, provides a means by which this purpose and intent may be accomplished; and

Whereas, One Michigan Avenue Associates, a partnership (the "Applicant") has notified this Corporation of a hotel facility (the "Project") that would assist in the alleviation of the aforementioned conditions and this Board of Directors has heretofore adopted a Resolution of Intent indicating a willingness and readiness to issue bonds

pursuant to the Act to assist in the financing of the Project; and

Whereas, this Board of Directors deems it to be reasonable, necessary, and in the public interest to proceed with the implementation of a hotel project, as defined in the Act.

Now, Therefore, Be It Hereby Resolved by the Board of Directors of the Economic Development Corporation of the City of Lansing as follows:

1. In accordance with Section 8(1) of the Act, the Corporation hereby designates a Project Area for the 100 Block Hotel Project as follows:

That portion of the 100 Block of Lansing as indicated on the attached diagram (labeled Exhibit A) as being the ground level site of the Hotel Project, with such other property rights as shall be described with particularity in the Project Plan for such Project.

2. The 100 Block, including the Project Area is currently zoned for its intended use and such use is in accordance with the City's master plan. Accordingly, this Corporation recommends to the Lansing City Council that only the following property is expected to be significantly affected by the Project:

See Exhibit B.

3. There appear to be less than 18 residents, real property owners, or representatives of establishments in the recommended Project District Area, and therefore, this Corporation suggests that a Project Citizens District Council need not be formed pursuant to Section 20(b) of the Act.

4. This Corporation, with the Applicant providing all necessary assistance, shall commence preparation of a Project Plan, as defined in the Act.

5. The Mayor of the City of Lansing is hereby requested to promptly appoint two (2) additional directors to the Board of Directors of this Corporation, with the advice and consent of the Lansing City Council in accordance with Section 4(2) of the Act.

6. The Secretary of the Board is directed to communicate the Project Area, as hereby designated, to the Planning Board of the City of Lansing, the City Council of the City of Lansing, and the Mayor of the City of Lansing by delivering to each of the aforesaid a certified copy of this resolution.

7. The City Council of the City of Lansing is hereby requested to certify its approval of the designation of said Project Area and to designate the Project District Area as recommended, without the formation of a Project Citizens District Council as further recommended, all in accordance with the requirements of Sections 8(1) and 12(1) of the Economic Development

Corporations Act, Act No. 338 of the Public Acts of 1974, as amended.

Yeas: Members Gerald Graves; Jack Gunther; John Petroff; George Mills; Edward G. Vogt.

Nays: None.

Absent: Members Gerald Lett; Philip Gannon; William Porter, Jr.; Arthur Clyne.

Abstain: None.

Resolution declared adopted.

EDWARD G. VOGT, Chairman
Board of Directors
The Economic Development
Corporation of the City of
Lansing.

STATE OF MICHIGAN }
COUNTY OF INGHAM }^{ss.}

I, the undersigned, the duly qualified and acting Secretary of The Economic Development Corporation of the City of Lansing, Ingham, Eaton and Clinton Counties, Michigan, do hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Board of Directors of said Corporation at a special meeting held on the 1st day of August, 1980, the original of which is on file in my office. Public notice of said meeting was given pursuant to and in compliance with Act No. 267, Public Acts of Michigan, 1976, including in the case of a special or rescheduled meeting, notice by publication or posting at least eighteen (18) hours prior to the time set for said meeting.

In Witness Whereof, I have hereunto affixed my official signature this 1st day of August, A.D., 1980.

EDWARD G. VOGT, Chairman
Corporation.

EXHIBIT B

The Project District Area shall include the 100 Block, Wentworth Park, the Foxson Building site and the proposed site of the Exhibition Center (such proposed site of the Exhibition Center being that land bounded on the East by Cedar Street, on the North by the City Market property, on the West by the Grand River and on the South by Michigan Avenue).

Adopted by the following vote:

Unanimously.

By COMMITTEE ON ECONOMIC
DEVELOPMENT—

THE ECONOMIC DEVELOPMENT
CORPORATION OF THE
CITY OF LANSING

RESOLUTION DESIGNATING PROJECT AREA

(100 Block—Office Project)

At a special meeting of the Board of Directors of The Economic Development Corporation of the City of Lansing, held in the Parthenon Restaurant, in the City of Lansing, Ingham County, Michigan, on the 1st day of August, 1980, at 7:30 o'clock a.m. Michigan Time, pursuant to notice duly given.

Present: Members Gerald Graves; Jack Gunther; John Petroff; George Mills; Edward G. Vogt.

Absent: Members William Porter, Jr.; Arthur J. Clyne; Philip Gannon; Gerald Lett.

The following preamble and resolution were offered by member Jack Gunther and supported by member George Mills;

Whereas, there exists in the State of Michigan and in the City of Lansing the continuing need for programs to alleviate and prevent conditions of unemployment, to assist and retain local industries and commercial enterprises and projects to strengthen and revitalize the economy, and to encourage the location and expansion of industrial and commercial enterprises and projects to more conveniently provide needed services and facilities to the State and to the City of Lansing; and

Whereas, the Economic Development Corporations Act, being Act 338, Public Acts of Michigan, 1974, as amended (the Act"), through this Corporation, provides a means by which this purpose and intent may be accomplished; and

Whereas, Michigan Avenue Office Associates, a partnership (the "Applicant"), has notified this Corporation of a proposed office facility (the "Project") that would assist in the alleviation of the aforementioned conditions and this Board of Directors has heretofore adopted a Resolution of Intent indicating a willingness and readiness to issue bonds pursuant to the Act to assist in the financing of the Project; and

Whereas, this Board of Directors deems it to be reasonable, necessary, and in the public interests to proceed with the implementation of an office project, as defined in the Act.

Now, Therefore, Be It Hereby Resolved by the Board of Directors of the Economic Development Corporation of the City of Lansing as follows:

1. In accordance with Section 8(1) of the Act, the Corporation hereby designates a Project Area for the 100 Block Office Project as follows:

That portion of the 100 Block of Lansing as indicated on the attached diagram (labeled Exhibit A) as being the ground level site of the Office Project, with property rights as shall be

described with particularity in the Project Plan for such Project.

2. The 100 Block, including the Project Area is currently zoned for its intended use and such use is in accordance with the City's master plan. Accordingly, this Corporation recommends to the Lansing City Council that only the following property is expected to be significantly affected by the Project:

See Exhibit B.

3. There appear to be less than 18 residents, real property owners, or representatives of establishments in the recommended Project District Area, and therefore, this Corporation suggests that a Project Citizens District Council need not be formed pursuant to Section 20(b) of the Act.

4. This Corporation, with the Applicant providing all necessary assistance, shall commence preparation of a Project Plan, as defined in the Act.

5. The Mayor of the City of Lansing is hereby requested to promptly appoint two (2) additional directors to the Board of Directors of this Corporation, with the advice and consent of the Lansing City Council in accordance with Section 4(2) of the Act.

6. The Secretary of the Board is directed to communicate the Project Area, as hereby designated, to the Planning Board of the City of Lansing, the City Council of the City of Lansing, and the Mayor of the City of Lansing by delivering to each of the aforesaid a certified copy of this resolution.

7. The City Council of the City of Lansing is hereby requested to certify its approval of the designation of said Project Area and to designate the Project District Area as recommended, without the formation of a Project Citizens District Council as further recommended, all in accordance with the requirements of Sections 8(1) and 12(1) of the Economic Development Corporations Act, Act No. 338 of the Public Acts of 1974, as amended.

Yeas: Members Gerald Graves; Jack Gunther; John Petroff; George Mills; Edward G. Vogt.

Nays: None.

Absent: Members William Porter, Jr.; Arthur Clyne; Philip Gannon; Gerald Lett.

Abstain: None.

Resolution declared adopted.

EDWARD G. VOGT, Chairman
Board of Directors
The Economic Development
Corporation of the City of
Lansing.

STATE OF MICHIGAN } ss.
COUNTY OF INGHAM }

I, the undersigned, the duly qualified and acting Secretary of The Economic Development Corporation of the City of Lansing, Ingham, Eaton and Clinton Counties, Michigan, do hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Board of Directors of said Corporation at a special meeting held on the 1st day of August, 1980, the original of which is on file in my office. Public notice of said meeting was given pursuant to and in compliance with Act No. 267, Public Acts of Michigan, 1976, including in the case of a special or rescheduled meeting, notice by publication or posting at least eighteen (18) hours prior to the time set for said meeting.

In Witness Whereof, I have hereunto affixed my official signature this 1st day of August, A.D., 1980.

EDWARD G. VOGT, Chairman
Corporation.

EXHIBIT B

The Project District Area shall include the 100 Block, Wentworth Park, the Foxson Building site and the proposed site of the Exhibition Center (such proposed site of the Exhibition Center being that land bounded on the East by Cedar Street, on the North by the City Market property, on the West by the Grand River and on the South by Michigan Avenue).

Adopted by the following vote:

Unanimously.

By COMMITTEE ON ECONOMIC
DEVELOPMENT—

THE ECONOMIC DEVELOPMENT

CORPORATION OF THE

CITY OF LANSING

RESOLUTION DESIGNATING PROJECT
AREA

(100 Block—Retail Project)

At a special meeting of the Board of Directors of The Economic Development Corporation of the City of Lansing, held in the Parthenon Restaurant, in the City of Lansing, Ingham County, Michigan, on the 1st day of August, 1980, at 7:30 o'clock a.m. Michigan Time, pursuant to notice duly given.

Present: Members Gerald Graves; Jack Gunther; John Petroff; George Mills; Edward G. Vogt.

Absent: Members William Porter, Jr.; Philip Gannon; Gerald Lett; Arthur Clyne.

The following preamble and resolution were offered by member Gerald Graves and supported by member Jack Gunther;

Whereas, there exists in the State of Michigan and in the City of Lansing the continuing need for programs to alleviate and prevent conditions of unemployment, to assist and retain local industries and commercial enterprises and projects to strengthen and revitalize the economy, and to encourage the location and expansion of industrial and commercial enterprises and projects to more conveniently provide needed services and facilities to the State and to the City of Lansing; and

Whereas, the Economic Development Corporations Act, being Act 338, Public Acts of Michigan, 1974, as amended (the "Act"), through this Corporation, provides a means by which this purpose and intent may be accomplished; and

Whereas, Retail Associates of Michigan Avenue, a partnership (the "Applicant") has notified this Corporation of a proposed retail facility (the "Project") that would assist in the alleviation of the aforementioned conditions and this Board of Directors has heretofore adopted a Resolution of Intent indicating a willingness and readiness to issue bonds pursuant to the Act to assist in the financing of the Project; and

Whereas, this Board of Directors deems it to be reasonable, necessary, and in the public interest to proceed with the implementation of a retail project, as defined in the Act.

Now, Therefore, Be It Hereby Resolved by the Board of Directors of the Economic Development Corporation of the City of Lansing as follows:

1. In accordance with Section 8(1) of the Act, the Corporation hereby designates a Project Area for the 100 Block Retail Project as follows:

That portion of the 100 Block of Lansing as indicated on the attached diagram (labeled Exhibit A) as being the ground level site of the 100 Block Retail Project, with such other property rights as shall be described with particularity in the Project Plan for such Project.

2. The 100 Block, including the Project Area is currently zoned for its intended use and such use is in accordance with the City's master plan. Accordingly, this Corporation recommends to the Lansing City Council that only the following property is expected to be significantly affected by the Project:

See Exhibit B.

3. There appear to be less than 18 residents, real property owners, or representatives of establishments in the recommended Project District Area, and therefore, this Corporation suggests that a Project Citizens District Council need not

be formed pursuant to Ection 20(b) of the Act.

4. This Corporation, with the Applicant providing all necessary assistance, shall commence preparation of a Project Plan, as defined in the Act.

5. The Mayor of the City of Lansing is hereby requested to promptly appoint two (2) additional directors to the Board of Directors of this Corporation, with the advice and consent of the Lansing City Council in accordance with Section 4(2) of the Act.

6. The Secretary of the Board is directed to communicate the Project Area, as hereby designated, to the Planning Board of the City of Lansing, the City Council of the City of Lansing, and the Mayor of the City of Lansing by delivering to each of the aforesaid a certified copy of this resolution.

7. The City Council of the City of Lansing is hereby requested to certify its approval of the designation of said Project Area and to designate the Project District Area as recommended, without the formation of a Project Citizens District Council as further recommended, all in accordance with the requirements of Sections 8(1) and 12(1) of the Economic Development Corporations Act, Act No. 338 of the Public Acts of 1974, as amended.

Yeas: Members Gerald Graves; Jack Gunther; George Mills; John Petroff; Edward G. Vogt.

Nays: None.

Absent: Members Gerald Lett; Philip Gannon; William Porter, Jr.; Arthur Clyne.

Abstain: None.

Resolution declared adopted.

EDWARD G. VOGT, Chairman
Board of Directors
The Economic Development
Corporation of the City of
Lansing.

STATE OF MICHIGAN } ss.
COUNTY OF INGHAM }

I, the undersigned, the duly qualified and acting Secretary of The Economic Development Corporation of the City of Lansing, Ingham, Eaton and Clinton Counties, Michigan, do hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Board of Directors of said Corporation at a special meeting held on the 1st day of August, 1980, the original of which is on file in my office. Public notice of said meeting was given pursuant to and in compliance with Act No. 267, Public Acts of Michigan, 1976, including in the case of a special or rescheduled meeting, notice by publication or posting at least eighteen (18) hours prior to the time set for said meeting.

In Witness Whereof, I have hereunto affixed my official signature this 1st day of August, A.D., 1980.

EDWARD G. VOGT, Chairman
Corporation.

EXHIBIT B

The Project District Area shall include the 100 Block, Wentworth Park, the Poxson Building site and the proposed site of the Exhibition Center (such proposed site of the Exhibition Center being that land bounded on the East by Cedar Street, on the North by the City Market property, on the West by the Grand River and on the South by Michigan Avenue).

Adopted by the following vote:

Unanimously.

By COMMITTEE ON ECONOMIC
DEVELOPMENT—

THE ECONOMIC DEVELOPMENT

CORPORATION OF THE

CITY OF LANSING

RESOLUTION DESIGNATING PROJECT AREA

(100 Block—Parking Project)

At a special meeting of the Board of Directors of The Economic Development Corporation of the City of Lansing, held in the Parthenon Restaurant, in the City of Lansing, Ingham County, Michigan, on the 1st day of August, 1980, at 7:30 o'clock a.m. Michigan Time, pursuant to notice duly given.

Present: Members Gerald Graves; Jack Gunther; John Petroff; George Mills; Edward G. Vogt.

Absent: Members William Porter, Jr.; Arthur J. Clyne; Philip Gannon; Gerald Lett.

The following preamble and resolution were offered by member Gerald Graves and supported by member George Mills;

Whereas, there exists in the State of Michigan and in the City of Lansing the continuing need for programs to alleviate and prevent conditions of unemployment, to assist and retail local industries and commercial enterprises and projects to strengthen and revitalize the economy, and to encourage the location and expansion of industrial and commercial enterprises and projects to more conveniently provide needed services and facilities to the State and to the City of Lansing; and

Whereas, the Economic Development Corporations Act, being Act 338, Public Acts of Michigan, 1984, as amended (the "Act"), through this Corporation, provides a means

by which this purpose and intent may be accomplished; and

Whereas, Stok Corporation or a company to be formed (the "Applicant") has notified this Corporation of a proposed parking facility (the "Project" that would assist in the alleviation of the aforementioned conditions and this Board of Directors has heretofore adopted a Resolution of Intent indicating a willingness and readiness to issue bonds pursuant to the Act to assist in the financing of the Project; and

Whereas, this Board of Directors deems it to be reasonable, necessary, and in the public interest to proceed with the implementation of a parking project, as defined in the Act.

Now, Therefore, Be It Hereby Resolved by the Board of Directors of the Economic Development Corporation of the City of Lansing as follows:

1. In accordance with Section 8(1) of the Act, the Corporation hereby designates a Project Area for the 100 Block Parking Project as follows:

The present site of the Poxson Building which site is bounded by the Grand River on the East, Michigan Avenue on the North, Grand Avenue on the West and the South Grand Parking Ramp on the South.

2. The Project Area is currently zoned for its intended use and such use is in accordance with the City's master plan. Accordingly, this Corporation recommends to the Lansing City Council that only the following property is expected to be significantly affected by the Project:

See Exhibit A.

3. There appear to be less than 18 residents, real property owners, or representatives of establishments in the recommended Project District Area, and therefore, this Corporation suggests that a Project Citizens District Council need not be formed pursuant to Section 20(b) of the Act.

4. This Corporation, with the Applicant providing all necessary assistance, shall commence preparation of a Project Plan, as defined in the Act.

5. The Mayor of the City of Lansing is hereby requested to promptly appoint two (2) additional directors to the Board of Directors of this Corporation, with the advice and consent of the Lansing City Council in accordance with Section 4(2) of the Act.

6. The Secretary of the Board is directed to communicate the Project Area, as hereby designated, to the Planning Board of the City of Lansing, the City Council of the City of Lansing, and the Mayor of the City of Lansing by delivering to each of the aforesaid a certified copy of this resolution.

7. The City Council of the City of Lan-

sing is hereby requested to certify its approval of the designation of said Project Area and to designate the Project District Area as recommended, without the formation of a Project Citizens District Council as further recommended, all in accordance with the requirements of Sections 8(1) and 12(1) of the Economic Development Corporations Act, Act No. 338 of the Public Acts of 1974, as amended.

Yeas: Members Gerald Graves; Jack Gunther; John Petroff; George Mills; Edward Vogt.

Nays: None.

Absent: Members Philip Gannon; Gerald Lett; Arthur Clyne.

Abstain: None.

Resolution declared adopted.

EDWARD G. VOGT, Chairman
Board of Directors
The Economic Development
Corporation of the City of
Lansing.

STATE OF MICHIGAN }
COUNTY OF INGHAM }^{ss.}

I, the undersigned, the duly qualified and acting Secretary of The Economic Development Corporation of the City of Lansing, Ingham, Eaton and Clinton Counties, Michigan, do hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Board of Directors of said Corporation at a special meeting held on the 1st day of August, 1980, the original of which is on file in my office. Public notice of said meeting was given pursuant to and in compliance with Act No. 267, Public Acts of Michigan, 1976, including in the case of a special or rescheduled meeting, notice by publication or posting at least eighteen (18) hours prior to the time set for said meeting.

In Witness Whereof, I have hereunto affixed my official signature this 1st day of August, A.D., 1980.

EDWARD G. VOGT, Chairman
Corporation.

EXHIBIT A

The Project District Area shall include the 100 Block, Wentworth Park, the Foxson Building site and the proposed site of the Exhibition Center (such proposed site of the Exhibition Center being that land bounded on the East by Cedar Street, on the North by the City Market property, on the West by the Grand River and on the South by Michigan Avenue).

EXHIBIT B

The Project District Area shall include the 100 Block, Wentworth Park, the Foxson Building site and the proposed site of the Exhibition Center (such proposed site of the Exhibition Center being that land

bounded on the East by Cedar Street, on the North by the City Market property, on the West by the Grand River and on the South by Michigan Avenue).

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nays: Councilman Blair—1.

By COMMITTEE ON ECONOMIC DEVELOPMENT—

RESOLUTION DESIGNATING PROJECT DISTRICT AREAS

(100 Block EDC Projects)

Minutes of a regular meeting of the City Council of the City of Lansing, Michigan, held at 7:00 o'clock p.m., Michigan Time, on August 4, 1980, at which the following members were present: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane and Worthington; and the following were absent: none.

The following preamble and resolution were offered by Councilman Belen and supported by Councilman Brenke:

Whereas, there exists in the City of Lansing the need for programs to alleviate and prevent conditions of unemployment, to assist and retain local industries and commercial enterprises in order to strengthen and revitalize the City's economy and to encourage the location and expansion of commercial enterprises to provide needed services and facilities to the City and its residents; and

Whereas, the Economic Development Corporations Act, being Act No. 338, Public Acts of Michigan, 1974, as amended (the "Act,") provides a means by which this purpose and intent may be accomplished; and

Whereas, The Economic Development Corporation of the City of Lansing (the "EDC") has proposed the acquisition and construction of a new office facility, retail facility, hotel building and parking/office facility (the "Projects") on or adjacent to the 100 Block of Lansing to alleviate the aforesaid conditions and provide needed services; and

Whereas, the EDC, in conformity with Act 338 of the Public Acts of 1974, as amended, has designated a project area and recommended a project district area for the Project to this City Council for its approval; and

Whereas, the Mayor of the City of Lansing has heretofore appointed and this Council has approved two additional directors to the EDC Board who are representative of neighborhood residents or business interests which may be affected by the Projects; and

Whereas, this City Council has heretofore approved Project Areas, as designated by the EDC, for each of the Projects.

Now, Therefore, Be It Resolved by this City Council of the City of Lansing, as follows:

1. The contemplated use of the Project Areas for the Projects are expected to significantly affect only the area immediately adjacent to the respective Project Areas as described below. Accordingly, the Project District Area for all four Projects is hereby designated as that parcel described as follows:

The Project District Area shall include the 100 Block, Wentworth Park, the Poxson Building site and the proposed site of the Exhibition Center (such proposed site of the Exhibition Center being that land bounded on the East by Cedar Street, on the North by the City Market Property, on the West by the Grand River and on the South by Michigan Avenue).

2. It is hereby determined that there are less than eighteen (18) residents, real property owners, or representatives of establishments located within the Project District Area and, therefore, a Project Citizens District Council shall not be formed pursuant to Section 20(b) of the Act.

3. The City Clerk be, and is hereby directed to provide a certified copy of this resolution to the Secretary of the Board of the Corporation.

Adopted.

STATE OF MICHIGAN }
COUNTY OF INGHAM }^{SS.}

I hereby certify that the foregoing is a true and complete copy of the minutes of a regular meeting of the City Council of the City of Lansing, Counties of Ingham, Eaton and Clinton, Michigan, held on the 4th day of August, 1980, and that the said minutes are on file in the office of the City Clerk and are available to the public.

THEO FULTON,
City Clerk.

Dated: August 4, 1980.

By COUNCILMAN BLAIR—

That the resolution be amended as follows:

That in the last paragraph under No. 1—in the description the words "Wentworth Park" be deleted.

Lost by the following vote:

Yeas: Councilman Blair—1.

Nays: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

The resolution as presented was adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nays: Councilman Blair—1.

PUBLIC IMPROVEMENT I

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the Mayor and City Council of the City of Lansing:

That it is hereby determined to be a public necessity to construct Curb and Gutter in Bristol Road from Reo Road south to the end of street as petitioned. (See Petition No. CG-2-80 on file with the City Clerk.)

Signed by 55.6% of the benefited property owners.

Signed by owners of 55.4% of the benefited frontage.

That the Department of Public Service be and hereby is directed to cause to be prepared so far as necessary, diagrams and plans of the whole of said district, and/or plans and specifications for such project, and is further directed to estimate in detail the cost of said project, and furnish said information to the Council.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT II

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

That the plans and specifications returned by the Department of Public Services in pursuance of the resolution of this Council,

Resolution date—1/21/80

P.S. No. 38035

Property Benefited: All lands fronting on Rolfe Road from Miller Road to the north end of street, excepting all public streets and alleys and other lands deemed not benefited.

Resolution date—2/25/80

P.S. No. 38035

Property Benefited: All lands fronting on Vine Street from Magnolia Street to Fairview Street, excepting all public streets and alleys and other lands deemed not benefited.

Resolution date—8/4/80

P.S. No. 38035

Property Benefited: All lands fronting on Bristol Road from Reo Road to the south end of street, excepting all public streets and alleys and other lands deemed not benefited.

be received, approved and placed on file.

The Engineer's estimated expense of said improvements are as follows:

Project number—P.S. 38035

Assessment Roll No. 280

Intersection and City Contribution	\$ 2,668.00*
Assessable to Property Owners	\$32,374.00
Total Project Cost	\$35,042.00

*From Account 203-456-615-974

That the Purchasing Director be directed to advertise and let for bid the specifications for said projects as submitted by the Department of Public Service.

That the City Assessor be, and is directed, to make special assessment installment rolls, based upon bids to be received and other related costs of construction, and return same to the City Council.

I hereby certify that funds are available and encumbered for the City of Lansing's share of said project.

STEPHEN W. DUARTE,
City Controller.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT IV

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

That the special assessment roll for Storm and Sanitary Sewer Separation:

Assessment Roll No. 278

P.S. No. 47040—

Storm and Sanitary

Property Benefited: All lands fronting on the following streets listed below, except all public streets and alleys and other lands deemed not benefited.

Sanitary Sewer:

Woodman St. Extended from McCullough to Clemens St.

Storm Sewer:

Perkins St. from Lathrop to Clemens.

Allen St. from Woodman to Perkins.

Shepard St. from Woodman to Perkins.

Leslie St. from Woodman to Main St.

Regent from Woodman to Main St.

Main St. from Regent St. to McCullough St.

Walsh St. from Clemens St. to Lathrop St.

Clemens St. from Walsh to Woodman St. Extended.

as returned by the City Assessor:

City Share of Storm Sewers	\$ 45,402.00
Assessable Share of Storm Sewers	\$156,141.25
City Share of Sanitary Sewers	\$ 59,915.00
Total Project Cost	\$261,458.25

be and the same is hereby ratified and confirmed, and the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to collect said tax on or before the 4th day of November, 1980.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nays: Councilman Blair—1.

ZONINGS

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the 24th day of March, 1980, this Council was petitioned to change the following described property from "A" One Family Residential and "A-1" Non-Conforming Districts to "G-2" Wholesale, "DM-1" Multiple Family Dwelling and "C" Two Family Residential districts, all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 21st day of July, 1980, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-13-80

Northwest corner Pleasant Grove
and Miller Roads; 2610, 2700
and 2710 West Miller Road

More particularly described as:

Commencing 857.5 feet east of the south $\frac{1}{4}$ post; thence east 440 feet; thence north 660 feet; thence west 563 feet; thence south 330 feet; thence east 83 feet; thence north 103 feet; thence east 200 feet; thence south 200 feet; thence west 160 feet; thence south 233 feet to beginning; Section 6, T3N, R2W, City of Lansing, Ingham County, Michigan;

from an "A" One Family Residential District to a "C" Two Family Residential, "G-2" Wholesale and "D-M:1" Multiple Family Dwelling Districts.

Whereas, pursuant to Act 207, Public Acts of 1921 as amended, the Planning Board recommended that the request be denied; and

Whereas, the Physical Development Committee of City Council, to whom was referred the report of the Planning Board, does not concur therewith, but recommends that a portion of the above described property be rezoned from "A" One Family Residential District to "G-2" Wholesale, "D-M:1" Multiple Dwelling and "C" Two Family Residential Districts;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "A" One Family Residential District to "G-2" Wholesale District, "C" Two Family Residential District and "D-M:1" Multiple Dwelling District be denied; and

Be It Further Resolved that the property be rezoned as follows:

Commencing 1147.5 feet east of the south $\frac{1}{4}$ post; thence east 150 feet, north 660 feet, west 150 feet, south 660 feet to beginning; except the north 110 feet thereof, Section 6, T3N, R2W, City of Lansing, Ingham County, Michigan;

be rezoned from "A" One Family Residential District to "G-2" Wholesale District and the north 110 feet of the exception described above remain in its present zoning classification, which is "A" One Family Residential District.

Beginning 1065.5 feet east of the south $\frac{1}{4}$ corner of Section 6, T3N, R2W, City of Lansing, Ingham County, Michigan; thence east 82.5 feet; thence north 550 feet; thence west 330 feet more or less to a point 495 feet west of the east line of the southwest $\frac{1}{4}$ of the southeast $\frac{1}{4}$; thence south 117 feet; thence east 200 feet; thence south 200 feet; thence east 48 feet; thence south 233 feet to the point of beginning;

from "A" One Family Residential to "D-M:1" Multiple Dwelling District.

Beginning 330 feet north and 734.5 feet east of the south $\frac{1}{4}$ corner of Section 6, T3N, R2W, City of Lansing, Ingham County, Michigan; thence east 83 feet more or less to a point 495 feet west of the east line of the southwest $\frac{1}{4}$ of the southeast $\frac{1}{4}$; thence north 220 feet; thence west 83 feet more or less; thence south parallel with the north/south $\frac{1}{4}$ line 220 feet to the point of beginning,

from "A" One Family Residential District to "C" Two Family Residential District.

Commencing 857.5 feet east of the south $\frac{1}{4}$ post; thence east 208 feet; north 233 feet, west 208 feet, south 233 feet to beginning; Section 6, T3N, R2W, City of Lansing, Ingham County, Michigan;

from "A" One Family Residential to "D-M:1" Multiple Dwelling District.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nays: Councilman Blair—1.

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the 21st day of April, 1980, this Council was petitioned to change the following described property from "D" Apartment District to "D-1" Professional Office District, all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 21st day of July, 1980, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-18-80—311 Seymour Avenue
3301-16-176-081;

more particularly described as:

Lots 3 and 4, Block 85, City of Lansing, Ingham County, Michigan;

from "D" Apartment District to "D-1" Professional Office District.

Whereas, pursuant to Act 207, Public Acts of 1921 as amended, the Planning Board recommended that the City Council approve this request; and

Whereas, the Physical Development Committee of City Council, to whom was re-

ferred the report of the Planning Board, concurs therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "D" Apartment District to "D-1" Professional Office District be approved.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the 12th day of May, 1980, this Council was petitioned to change the following described property from "A" One Family Residential District to "F" Commercial District, all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 21st day of July, 1980, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-20-80—800 Block of West Holmes Road (vacant land, south side)

Parcel No. 3301-32-226-251

more particularly described as:

Commencing 455 feet west and 33 feet south of the northeast corner of Section 32; thence south 200 feet, west 76 feet, north 200 feet, east 76 feet to beginning, Section 32, T4N, R2W, City of Lansing, Ingham County, Michigan;

from "A" One Family Residential to "F" Commercial District.

Whereas, pursuant to Act 207, Public Acts of 1921 as amended, the Planning Board advised the City Council to approve this request; and

Whereas, the Physical Development Committee of City Council, to whom was referred the report of the Planning Board, concurs therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from "A" One Family Residential District to "F" Commercial District be approved.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

That the following transfer of funds that was tabled on July 28, 1980, be taken from the table.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Blair, Lindemann, McKane, Worthington—6.

Nays: Councilmen Brenke, Gunther—2.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

That the following transfer be made:

\$5,420.00 from Estimated Revenue (Potter Park)
A/C 101-000-000-160

\$4,320.00 to Wages—Temp. Help
A/C 101-719-001-707

1,100.00 to Misc. & Op. Expenses
A/C 101-719-001-741

I hereby certify that this is a properly drawn and eligible transfer.

JAN LAZAR,
Budget Director.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Blair, Lindemann, McKane, Worthington—6.

Nays: Councilmen Brenke, Gunther—2.

By COUNCILMEN GUNTHER, BELEN, AND LINDEMANN—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived for the purpose of presenting items that are not listed on the agenda.

Carried.

Request from David A. Harley for the closing off of a portion of Wesley Place at the intersection of Tecumseh River Drive and Wesley Place on August 23, 1980, for a block party.

Referred to Committee on Public Property and Safety.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

That the following transfer be made:

\$4,480.00 from Estimated Revenue (Potter Park)
A/C 101-000-000-160

\$4,480.00 to Potter Park—Contractual Services
A/C 101-719-001-801

JAN LAZAR,
Budget Director.

Approved:

SIDNEY P. WORTHINGTON,
PAT LINDEMANN,
JAMES D. BLAIR,
LUCILE BELEN,
L. F. ADADO,
Ways and Means Committee.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Blair,
Lindemann, McKane, Worthington—6.

Nays: Councilmen Brenke, Gunther—2.

August 4, 1980

Honorable Members of Lansing City Council

Attention: Lucile Belen

10th Floor City Hall

Lansing, Michigan 48933

Dear Councilmen:

Attached please find a draft amendment to City Ordinance No. 514 which provides for tax exemption for dwelling units for low-income elderly which was enacted pursuant to the State Housing Development Authority Act of 1966. The State act speaks to both State Housing Authority assisted or financed and federally assisted or financed projects while our City ordinance in its present form speaks only to State Housing Authority assistance or financing. The proposed amendment would make the ordinance apply also to federally assisted or financed housing for low-income elderly. I wish to point out to you that a project's actual receipt of a tax abatement is subject to City review and requires Council action.

We are requesting that you suspend Council rules at tonight's Council meeting for the purpose of receiving this letter and the proposed amendment and we are requesting that you establish a date for a public hearing for consideration of the amendment.

Your prompt action will facilitate the proposed rehabilitation of the older portion of the Capitol Park Motor Hotel into 98 dwelling units for the elderly. This rehabilitation is to be assisted through HUD mortgage insurance and will utilize Section 8 substantial rehabilitation subsidies made available from Lansing's Neighborhood Strategy Area Section 8 Substantial Rehabilitation program. The Developers

which include local investors in partnership with J. Christopher Associates of Cleveland, Ohio, and YVK Associates of Southfield, Michigan, have received an FHA conditional commitment for this project and have recently applied to the Federal Housing Administration for a firm commitment. The availability of tax abatement is a requirement for project feasibility, thus the need for prompt consideration of the ordinance amendment.

A unique aspect of this project is that we have nearly completed negotiations which will have the developer assuming two-thirds of relocation costs incurred. These costs are normally the sole responsibility of the City. I will keep you advised of these negotiations.

Thank you for consideration of our request. We await your action.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

INTRODUCTION OF ORDINANCES

The following ordinance of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by revising Sections 29-15 and 29-17 to allow for the sponsorship of the Department of Housing and Urban Development for tax exemptions for dwelling units for low income elderly was introduced by Councilman Belen, read a first and second time by its title and referred to the Committee on Economic Development.

By COUNCILMAN BELEN—

Resolved by the City Council of the City of Lansing:

That a Public Hearing be held on Monday, August 18, 1980, on the revision to Section 29-3 and addition of Article III of said Chapter consisting of Sections 29-14 through 29-19, "Tax exemption for dwelling units for low income elderly to the City of Lansing Code of Ordinances.

Adopted by the following vote:

Unanimously.

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing owns properties on Case Street, from 1518 Case St. south to Drury Lane, legally described as:

The West 30 feet of Lots 23 through 28, Block 4 of Handy Home Addition to the City of Lansing as recorded in

Liber 2 on Page 19 of Ingham County Records, being part of the Northwest $\frac{1}{4}$ of Section 10, Town 4 North, Range 2 West, according to the recorded Plat thereof,

and,

Whereas, Consumers Power Company has requested an easement be granted as follows:

The center line of the gas main is to be located East of and not more than 25 feet from the West line of said above described land. Also conveying the right to install and maintain gas lines leading laterally from said route to the West line of said above described land,

and,

Whereas, requested easement is essential to enable Consumers Power Company to provide service for the property to the North and,

Whereas, the proposed easement would not be detrimental to the City owned property.

Now, Therefore, Be It Resolved, by the Lansing City Council that the above easement be granted to Consumers Power after approval as to form by the City Attorney.

By COUNCILMAN LINDEMANN—

That this be approved upon the review and approval of the Director of Public Service.

Adopted by the following vote:

Unanimously.

REMARKS BY THE MAYOR'S EXECUTIVE ASSISTANT

Mr. Black gave copies of a letter from Mayor Graves and Chief Gleason sent to Sheriff Preadmore, relative to county's assistance for horse and rider at Potter Park.

REMARKS BY THE CITY COUNCIL

A resident of Y.M.C.A., 301 W. Lenawee St., spoke relative Dept. of Corrections taking over three floors of the building.

Billie Gladstone, member of Human Relations Board, spoke.

Jane Tibbetts, member of Human Relations Board, spoke.

President Adado referred the report from Human Relations Board to Committee on Public Properties and Safety.

By COUNCILMAN BELEN—

That this meeting stand adjourned.

Carried.

Council adjourned at 11:00 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

August 4, 1980

F/B

CITY CLERK'S OFFICE
Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE
U. S. POSTAGE
PAID
Permit No. 1461
Lansing, Michigan

591

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, August 11, 1980

CITY COUNCIL ROOMS

Lansing, Michigan

August 11, 1980

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by President Adado.

Present: Councilmen Adado, Blair,, Brenke, Gunther, Lindemann, Worthington—6.

Absent: Councilmen Belen, McKane—2.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Lindemann.

Pledge of Allegiance was led by Councilman Lindemann.

HEARINGS ON PROPOSED CHANGES IN ZONING CLASSIFICATIONS

August 11, 1980, at 7:00 o'clock being the

time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-21-80—6500 Amwood Street

be rezoned from "A" One Family Residential, "B" One Family Residential and "F" Commercial Districts to "D-1" Professional Office District.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment.

Referred to Committee on Physical Development.

August 11, 1980, at 7:00 o'clock being the time set as the time for holding a hearing

on the proposed changes in the Classifications as provided for in the Zoning Code which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-22-80—227 N. Pine Street

be rezoned from "D" Apartment District to "D-1" Professional Office District.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment.

Referred to Committee on Physical Development.

August 11, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-23-80—3021 N. Turner Street

be rezoned from "A" One Family Residential District to "B" One Family Residential District.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment.

Referred to Committee on Physical Development.

August 11, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-24-80—314 N. Walnut Street

be rezoned from "D" Apartment District to "D-1" Professional Office District.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment.

Referred to Committee on Physical Development.

August 11, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-14-80—1630 S. Cedar Street

be rezoned from "C" Two Family Residential District to "F" Commercial and "J" Parking Districts.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment.

Referred to Committee on Physical Development.

August 11, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-17-80—1701-1705 S. Cedar Street and 508-512 Isbell Street

be rezoned from "C" Two Family Residential District to "F" Commercial and "J" Parking Districts.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment.

Michael Chubb, owner of 524 Isbell St., spoke and presented petitions in opposition.

Gary Potter, 101 E. Hodge St., petitioner, spoke.

Louis Brake, 516 Isbell St., spoke.

Beverly Ware, 521 Isbell St., spoke.

Referred to Committee on Physical Development.

PUBLIC HEARING

August 11, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed Industrial Facilities Exemption Certificate for Lansing Industrial Development District IPR-5-78

Atmosphere Annealing, Inc.
1801 Bassett Street.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed certificate they had the privilege of speaking at this time.

No objections.

Referred to Committee on Economic Development.

**THE PUBLIC MAY NOW ADDRESS
THE CITY COUNCIL ON NON-AGENDA
ITEMS. YOU MAY SPEAK ONLY FOR
3 MINUTES ON ANY ONE ITEM.**

George Sinadinos spoke in regard to tax abatement.

Russell Housing, 927 S. Washington Ave., spoke on Diamond Reo Property.

COMMUNICATIONS AND PETITIONS

Summonses filed in Circuit Court by:

Jessie Sanchez and Ricardo Sanchez vs. Jack W. Sweet, City of Lansing and Lansing School District for injuries received at Oak Park by a City of Lansing mowing machine.

George P. Sinadinos, Charlotte S. Sinadinos and Ye Olde Mansion, Inc., d/b/a The Snuggery vs. The City of Lansing in regard to denied tax abatement for property at 307 S. Grand Avenue.

Referred to Mayor, City Attorney.

The following claims have been filed:

Kathleen S. Hallgren for damages done to her car at the S. Capitol Parking Ramp while repair work was being done at the ramp.

Frances H. Pletz for damage to a grave stone at the Evergreen Cemetery.

Referred to Mayor, City Attorney.

Petition filed for rezoning:

Z-26-80—

Lot 61, Supervisor's Plat of Burchfield Subdivision located on the Northeast $\frac{1}{4}$ of Section 32, and the Northwest $\frac{1}{4}$ of Sec-

tion 33, T4N, R2W, City of Lansing, Ingham County, Michigan, from "A" One Family Residential District to "F" Commercial District—(3412 Burchfield).

Referred to Mayor, Planning Board.

Lansing Jaycees Auxiliary submits amendment to request for temporary liquor license for August 29 and 30 in conjunction with Riverfest '80 to include August 31, 1980 also.

Referred to Mayor, Committee on Public Property and Safety.

Requests filed for closing of streets for block party:

Patricia Sue Biergans—1700 block of Delevan—September 13, 1980.

Gloria A. Fleming—Pamela Place Street—August 23, 1980.

Referred to Mayor, Committee on Public Property and Safety.

Application filed by Sisters Styling Salon at 325 S. Grand Avenue for a Commercial Facilities Exemption Certificate.

Referred to Mayor, Economic Development Corporation.

Request from the Roary Crporation for preliminary approval of the plat of Newark Terrace.

Referred to Mayor, Planning Board.

Letter from Riverfest '80 submitting an update on planned activities for the Labor Day Weekend Riverfest (August 29, 30, 31 and September 1).

Received and placed on file with copy to Mayor, Committee on Public Property and Safety.

Letter from Frieda M. Knapp in regard to tax assessment that was sent to her mother for property at 431 Liberty St. and asked that this assessment be removed.

Referred to Mayor, City Attorney.

Liquor Control Commission submits application from Orrin E. Sharp for a new full year Class "C" license to be located on a permanently docked vessel on Grand River between Michigan Avenue and Siasawasse St.

Referred to Mayor, Committee on General Services.

Michigan Municipal League submits notice of a meeting of Managing Police/Fire Services to be held on September 11, 1980, at the Long's Convention Center.

Referred to Mayor, Police Department and Fire Department, Council Members.

Letter from Josef M. Laposa, Urban Analyst, in regard to common cable television franchising.

Referred to Mayor, Ron Onufer.

Letter from State of Michigan—Department of Transportation in regard to property at the east side of Highway US-127 at the Lansing-East Lansing city limits that is up for sale.

Referred to Mayor, Committee on Public Property and Safety.

The Charter Township of Delhi submits copy of resolution passed by the Township in regard to tax abatement.

Received and placed on file with copy to the Economic Development Committee.

Letter from Rosie Griffin in regard to charge assessed to her for the hauling away of a junk car on property at 903 E. Oakland St.

Referred to Mayor, City Attorney.

MAYOR COMMENTS ON ANY ITEM ON THE AGENDA

No comments.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING ITEMS LISTED ON THE AGENDA: COMMUNICATIONS AND PETITIONS, COMMITTEE REPORTS, REPORTS OF CITY OFFICERS AND BOARDS AND RESOLUTIONS. YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

George Sinadinos spoke on tax abatement for property at 307 S. Grand Avenue.

REPORTS OF COMMITTEES

The COMMITTEE OF THE WHOLE, to whom was referred the letter from the

City Controller requesting release of Financial Security, Gatsby Acres, reports as follows:

The \$21,800.00 in financial security may be released pursuant to Section 37-25(1) of Chapter 37 of the Code of Ordinance of the City of Lansing. The City will retain \$23,030.00 in financial security to cover public improvements not yet completed.

Signed:

LOUIS F. ADADO,
PAT LINDEMANN,
SIDNEY P. WORTHINGTON,
WILLIAM A. BRENKE,
JACK D. GUNTHER,
JAMES D. BLAIR,
Committee of the Whole.

By COUNCILMAN ADADO—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PUBLIC PROPERTY AND SAFETY, to whom was referred the Ordinance of the City of Lansing providing that the code be amended by revising Sections 9A-1, 9A-3, 9A-4, 9A-5, 9A-8, 9A-15 and adding a new Section 9A-16 (Revisions to the Lansing Uniform Housing Code), reports as follows:

That said ordinance be passed.

Signed:

PATRICK E. LINDEMANN,
SIDNEY P. WORTHINGTON,
JAMES D. BLAIR,
Committee on Public Property and Safety.

By COUNCILMAN LINDEMANN—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

August 6, 1980

President Adado and Members

Lansing City Council

Gentlemen:

Attached is an application for a parade permit from the Sierra Club for a 10,000 meter road race, scheduled for 10:00 A.M. on Saturday, October 11, 1980, which has been approved by all the necessary departments.

Our personnel estimate this will cost the City a total of \$250.88, which represents one sergeant, six officers and seven vehicles for two hours.

This is being sent to you for final approval.

Respectfully yours,

RICHARD A. GLEASON,
Chief of Police.

Referred to Committee on Public Property and Safety.

DATE: August 4, 1980

TO: Council President Louis Adado, Mayor
Gerald Graves and City Clerk Theo Fulton

FROM: Edward J. Piloske, Principal Internal Auditor

SUBJECT: Interim Monitoring Audit of the Lansing Art Gallery C.E.T.A. Contract

In accordance with Section 3-402.3 of the City Charter, the Office of Internal Audit submits the following interim monitoring audit report of the Lansing Art Gallery current FY 1979-80 C.E.T.A. Title II contract subgranted by the City of Lansing.

As this is an adverse audit opinion, Internal Audit emphasizes the necessity that all recommendations contained in the audit be strictly implemented by the Lansing Art Gallery to avoid total contract disallowance of costs by federal auditors. This Office will conduct follow-up services to provide protection of City interests.

Received and placed on file.

DATE: August 6, 1980

TO: Council President Louis Adado, Mayor
Gerald Graves, City Clerk Theo Fulton

FROM: Edward J. Piloske, Principal Internal Auditor

SUBJECT: Update on Interim Monitoring Audit of the Michigan Capitol Girl Scout Council, Inc., C.E.T.A. Contract

An update inspection pertaining to the audit exceptions listed on the Michigan Capitol Girl Scout Council, Inc. C.E.T.A. audit was made on August 6, 1980, by this office.

The audit exception pertaining to lack of current financial statements and bank reconciliation to the books of account has been corrected to the extent that financials and bank reconciliations exist through March 31, 1980. Further inputs are currently being submitted to their bookkeeping service Lyle Hepfer, Inc., for April, 1980 onward. However, because of the backlog, the agency is still three months behind due

to turnaround time required by their bookkeeping service. Internal Audit is of the opinion that under the circumstances due progress is being made in making the books current in accordance with federal financial regulatory requirements.

A track system for authorized leave time has been established per our audit recommendation. Balances of the various leave segments have been ascertained for each C.E.T.A. participant.

Periodic written performance evaluations have been established for C.E.T. participants in accordance with our audit recommendations.

The audit recommendations in regard to the agency's retrieval of expense reimbursement lost due to defective source documentation has not yet been accomplished. Likewise, the exchange of original documentation for true copies between the agency and our Controllers Office has not yet been performed. These exceptions pertain to possible agency loss and do not affect City liability. However, these corrections should be made by grant closeout in October, 1980.

It was agreed by the agency Director that the bookkeeper should have control over C.E.T.A. financial processes from source documentation to the issuance of the C.E.T.A. financial reports.

Internal Audit is of the opinion that the agency is now in normal progress of establishing substantive conformance to the C.E.T.A. regulatory requirements noted in our audit of July 15, 1980.

The agency staff offered its cooperation in this audit and was conscientious in rectifying conditions to conform to C.E.T.A. requirements. This is appreciated by the Office of Internal Audit.

Received and placed on file.

August 7, 1980

Mayor Gerald W. Graves,

Council President Louis Adado,
and City Council Members

Re: Capitol Park Restaurant and
Lounge EDC Project

Dear Mayor Graves and Council Members:

We are forwarding to you a resolution approved by the Lansing Economic Development Corporation of action taken by its Board on August 6, 1980, approving a Resolution of Inducement, Designation of Project Area and Designation of Bond Counsel. Therefore, it will be necessary for you to appoint two (2) Temporary Directors to this project.

As stated in the Resolution, the applicant proposes to acquire a project consisting of a restaurant and lounge facility located

at 500 South Capitol Avenue, Lansing, Michigan. They are asking for approximately \$850,000 in EDC bonding.

The Economic Development Corporation is in the process of developing a Project Plan to be presented to you at a future date.

In your deliberation to designate a Project Area, we would recommend, as pointed out in our resolution, that you define the Project District Area as one and the same as the Project Area.

Also, inasmuch as there is no residential area to be affected by the Project Plan, we believe that it is not necessary to establish a Project Citizens District Council.

Sincerely yours,

EMERSON B. OHL,
Executive Director.

Referred to Committee on Economic Development.

August 7, 1980

Mayor Gerald W. Graves,

Council President Louis Adado,
and City Council Members

Re: Vintage Investment EDC Project

Dear Mayor Graves and Council Members:

We are forwarding to you a resolution approved by the Lansing Economic Development Corporation of action taken by its Board on August 6, 1980, approving a Resolution of Inducement, Designation of Project Area and Designation of Bond Counsel. Therefore, it will be necessary for you to appoint two (2) Temporary Trustees to this project.

As stated in the Resolution, the applicant proposed to acquire a project consisting of an office building and certain land described as Parcel No. 6, Lansing Urban Renewal Project One, Michigan R87 and are asking for \$3,500,000 in EDC bonding.

The Economic Development Corporation is in the process of developing a Project Plan to be presented to you at a future date.

In your deliberation to designate a Project Area, we would recommend, as pointed out in our resolution, that you define the Project District Area as one and the same as the Project Area.

Also, inasmuch as there is no residential area to be affected by the Project Plan, we believe that it is not necessary to establish a Project Citizens District Council.

Sincerely yours,

EMERSON B. OHL,
Executive Director.

Referred to Committee on Economic Development.

DATE: 8/6/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Director of Building Safety and Development Re: Weed Assessment

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

By COUNCILMAN LINDEMANN—

That we concur in the recommendation of the Mayor and said assessments be placed on the December tax roll.

Carried.

DATE: 8/6/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Director of Building Safety and Development Re: Trash Removal Assessment

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

By COUNCILMAN LINDEMANN—

That we concur in the recommendation of the Mayor and that said assessments be placed on the December tax roll.

Carried.

DATE: 8/7/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Director of Safety and Development Re: Trash Removal Assessment

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

By COUNCILMAN LINDEMANN—

That we concur in the recommendation of the Mayor and said assessments be placed on the December tax roll.

Carried.

DATE: 8/5/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Oxford Group, Wm. Todd Brunst, CPM Vice President Re: Gratitude to the City of Lansing for pedestrian crosswalk on Holmes Hoad in front of Somerset Apartments

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

DATE: 8/5/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the City Controller, Stephen W. Duarte, Re: Audit of Lansing Art Gallery's fiscal operations

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

August 6, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan

Dear Council President and Members:

I am submitting to you for your consideration and confirmation the names of Gary Weston and Thomas J. Papiernik, Sr., to serve as Temporary Directors of the Economic Development Corporation to serve on the following project:

100 Block Parking Project.

Trusting this recommendation meets with your approval, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

August 5, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan

Dear Council President and Members:

I am submitting to you for your consideration and confirmation the name of Gary Weston, 3000 Leawood, Lansing, Michigan, to serve as Temporary Director of the Economic Development Corporation for the following projects:

Aztec Properties EDC Project

Federal Forge EDC Project

LWC EDC Project

Michigan Brass and Electric EDC Project

Michigan Theater EDC Project

100 Block Retail EDC Project

Trusting this recommendation meets with your approval, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

August 6, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

This is to advise that Rose Houck has found it necessary to resign as a Temporary Director on the Economic Development Corporation Board of Directors. Therefore, I am submitting to you for your consideration and confirmation, the name of Kathryn L. Haar, 1620 Wellington Road, Lansing, Michigan, to fill said vacancy. She will be serving on the following projects:

Grand Building EDDC Project

Jury-Rowe Building EDC Project

Reid & Reid No. 2 EDC Project

Capitol Commons EDC Project

Spadafore Distributors EDC Project

Spartan Store EDC Project

100 Block Hotel EDC Project

Trusting this recommendation meets with your approval, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

August 5, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan

Dear Council President and Members:

I am submitting to you for your consideration and confirmation the name of Michael D. Haley to serve as Temporary Director of the Economic Development Corporation for the following projects:

Aztec Properties EDC Project

Capitol Commons EDC Project

LWC EDC Project

Michigan Association of Counties EDC Project

Spadafore Distributors EDC Project

100 Block Office Building EDC Project

Trusting this recommendation meets with your approval, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

August 5, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan

Dear Council President and Members:

I am submitting to you for your consideration and confirmation the name of George Hess to serve as Temporary Director of the Economic Development Corporation for the following projects:

Bauch Building EDC Project

Michigan Theater

100 Block Hotel EDC Project

Trusting this recommendation meets with your approval, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

August 5, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan

Dear Council President and Members:

I am submitting to you for your consideration and confirmation the name of Thomas J. Papiernik, Sr., to serve as Temporary Director of the Economic Development Corporation for the following projects:

Bauch Building EDC Project

Federal Forge EDC Project

Michigan Brass and Electric EDC Project

100 Block Retail EDC Project

Trusting this recommendation meets with your approval, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

August 5, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan

Dear Council President and Members:

I am submitting to you for your consideration and confirmation the name of Howard Spence to serve as Temporary Director of the Economic Development Corporation for the following projects:

Michigan Association of Counties EDC Project

Spartan Store EDC Project

1000 Block Office Building EDC Project

Trusting this recommendation meets with your approval, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

August 6, 1980

Council President Louis Adado
and Council Members

Lansing City Council

10th Floor City Hall

Lansing, Michigan 48933

Dear President Adado and
Council Members:

My office has been notified by the Grants and Program Coordinator, that Heritage Conservation and Recreation Service has approved the development of Lansing Elm Park under the Land and Water Conservation Fund Program. The Program is administered through the State Department of Natural Resources.

The total amount of the grant is \$62,600.00; city share \$31,300.00 (50%) and state share \$31,300.00 (50%). The development will include a dock, boat ramp, parking improvements and various site amenities. The Lansing Elm Park Project will provide Salmon Fishing Support Facilities for the Salmon Planting Program initiated by the Department of Natural Resources in the Grand River.

Sincerely,

GERALD W. GRAVES,
Mayor, City of Lansing.

Received and placed on file.

August 7, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan

Dear Council President and Members:

This correspondence is being sent in response to the Internal Auditor's Interim Monitoring report on the conduct of the Lansing Art Gallery's CETA contract with the City of Lansing. This report cites numerous irregularities in the Art Gallery's fiscal and other administrative operations.

Mr. Houldsworth, the Manpower Director, and Mr. Piloske of the Internal Auditor's office, met with Ms Dorothy Riley, Chairperson of the Art Gallery's Board of Directors, and Mr. John Hansen, Acting Director of the Art Gallery, on Monday, August 4, 1980, to review the report and to recommend corrective measures.

The City Controller notified Mr. Hansen that reimbursement of the Art Gallery's CETA related costs will be withheld until the discrepancies have been corrected to the satisfaction of the Internal Auditor and of the Controller.

I have notified Ms. Riley that if the necessary corrective action has not been taken as of the Internal Auditor's next visit (scheduled for August 25, 1980) all Art Gallery operations under the CETA Contract will be suspended.

Ms. Riley was further advised that, if requested, the office of the Controller and the Manpower Office will provide the Art Gallery technical assistance in correcting this problem.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Ways and Means.

DATE: 8/7/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the City Controller, Steve Duarte, Re: Recommending the release of financial security for Gatsby Acres

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

DATE: 8/7/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the City Controller, Stephen W. Duarte, Re: Municipal Accounting and Financial Reporting Standard and Poor's Policy Statement

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

DATE: 8/7/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group, Alan E. Tubbs, Chairman, Re: Amendment of Ordinance 614

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development and Committee on Economic Development.

DATE: 8/7/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's EDC Advisory Group, Alan E. Tubbs, Chairman, Re: Capitol Commons Commercial area EDC Project

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

RESOLUTIONS

By COUNCILMAN GUNTHER—

Resolved by the City Council of the City of Lansing:

Whereas, Voz De Michigan (Voice of Michigan), the second Annual Inter-Agency Hispanic Conference will be held in Lansing on the 21st, 22nd, and 23rd of August; and

Whereas, the conference site will be the campus of Lansing Community College; and

Whereas, the overall goal of the conference is to improve the decision-making ability of the Hispanic Community through reasoned discussion, intellectual inquiry and development of skills; and

Whereas, the areas of concern to the Hispanic Community which will be addressed at the conference include: the family, education, civil rights, economic development, systemic training, the legislative and political processes and health; and

Whereas, last year's highly successful Voz De Michigan Conference was held in Port Huron; and

Whereas, Lansing is proud to host the conference this year;

Now, Therefore, Be It Resolved by the City Council of the City of Lansing that Voz De Michigan has the full support of the City of Lansing; and

Be It Further Resolved, the Hispanic

Community of Lansing as well as the state departments and co-sponsoring organizations are hereby commended for their positive efforts toward the unification and advancement of Hispanics throughout Michigan.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the request of David A. Harley for the closing of Wesley Place for a block party on August 23, 1980, is hereby approved, providing all necessary administrative actions are completed without objection.

Adopted by the following vote:

Unanimously.

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City of Lansing:

That the appointments of Mr. Howard Spence and Mr. Michael D. Haley as temporary directors of the Economic Development Corporation for the Greater Lansing Board of Realtors Horsebrook School renovation project are hereby approved.

By COUNCILMAN WORTHINGTON—

That Councilman Blair be excused from voting.

Carried.

Adopted by the following vote:

Unanimously.

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City of Lansing:

That the appointment of Mr. George Hess and Mr. Thomas J. Papiernik, Sr., as temporary directors of the Economic Development Corporation for the Mustang Bar, Inc., project is hereby approved.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

SUPPLEMENTAL RESOLUTION

APPROVING PROJECT AREA AND PROJECT DISTRICT AREA

(Jury-Rowe Project)

Minutes of a regular meeting of the City Council of the City of Lansing, Michigan, held at 7:00 o'clock p.m., Michigan Time on August 11, 1980, at which the following members were present:

Councilmen Adado, Blair, Brenke, Gunther, Lindemann and Worthington; and the following were absent: Councilmen Belen and McKane.

The following preamble and resolution were offered by Councilman Adado and supported by Councilman Lindeman:

Whereas, there exists in the City of Lansing the need for programs to alleviate and prevent conditions of unemployment to assist and retain local industries and commercial enterprises in order to strengthen and revitalize the city's economy and to encourage the location and expansion of commercial enterprises to provide needed services and facilities to the city and its residents; and

Whereas, The Economic Development Corporation Act, being Act No. 338, Public Acts of Michigan, 1974, as amended (the "Act"), provides a means for which this purpose and attempt may be accomplished; and

Whereas, F.S.B. Development Company has applied to The Economic Development Corporation of the City of Lansing (the "EDC") for assistance in purchasing and renovating the Jury-Rowe Building (the "Project") and in financing the costs of the Project; and

Whereas, the EDC, in conformity with the Act has designated a Project Area and recommended a Project District Area for the Project to this City Council for its approvals; and

Whereas, this Council wishes to ratify and confirm its action with respect to this Project.

Now, Therefore, Be It Resolved by this City Council of the City of Lansing, as follows:

1. The following Project Area as designated by the EDC is hereby certified as approved:

The West 22 feet of Lot 9 and the East 16 feet of Lot 8, Block 101, City of Lansing, Ingham County, Michigan, commonly known as the Jury-Rowe Building, 112 West Michigan Avenue.

2. The Project Area and the territory surrounding the Project Area are zoned "G" Business District and the property surrounding the Project Area is not expected to be significantly affected by the Project. Therefore, the Project District Area shall have boundaries identical with the boundaries of the Project Area.

3. It is hereby determined that there are less than eighteen (18) residents, real property owners, or representatives of establishments located within the Project District Area and, therefore, a Project Citizens District Council shall not be formed pursuant to Section 20(b) of the Act.

4. The City Council hereby ratifies and confirms its approval of Howard Spence as an additional Director for this Project and hereby requests the Mayor to appoint one other additional Director for this Project for City Council approval.

5. The City Clerk is hereby directed to provide a certified copy of this Resolution to the secretary of the Board of the Corporation.

Adopted.

Yeas: Councilmen Adado, Brenke, Gunther, Lindemann and Worthington.

Nays: Councilman Blair.

Not Voting: None.

Absent: Councilmen Belen and McKane.

STATE OF MICHIGAN }
COUNTY OF INGHAM } ss.

I, the undersigned, the duly qualified and acting Clerk of the Lansing City Council, Ingham County, Michigan, do hereby certify that the foregoing is a true and complete copy of the resolution enacted by the Lansing City Council at a regular meeting held on the 11th day of August, 1980, the original of which resolution is on file in my office. Public notice of said meeting was given pursuant to and in compliance with Act 267, Public Acts of 1976, as amended.

In Witness Whereof, I have hereunto affixed my official signature this 12th day of August, A.D., 1980.

THEO FULTON,
City Clerk.

Adopted by the following vote:

Yeas: Councilmen Adado, Brenke, Gunther, Lindemann, Worthington—5.

Nays: Councilman Blair—1.

By ECONOMIC DEVELOPMENT
COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, it is necessary to hold a public hearing prior to the Council approval of Commercial Redevelopment Exemption Certificate for the following petitioner,

Commercial Redevelopment District
CRD-8-79

Petitioner: L W C Company
118 W. Ottawa Street.

Therefore, Be It Resolved, that the City Clerk give at least 10 days notice of a public hearing when all persons interested may attend and make any objections they may have to the approval of the certificate, and

Further Resolved, that the City Clerk notify the legislative body of each taxing unit which levies ad valorem property taxes in the City, and

Further Resolved, that such hearing shall be held at the Council Chambers in the City Hall on the 2nd of September, 1980, at 7:00 p.m. and that notice of such hearing be published in a publication of general circulation of said city.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT
COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, it is necessary to hold a public hearing prior to the Council approval of Commercial Redevelopment Exemption Certificate for the following petitioner,

Commercial Redevelopment District
CRD-11-80

Petitioner: Spadafore Distributing Co.
919 Filley Street.

Therefore, Be It Resolved that the City Clerk give at least 10 days notice of a public hearing when all persons interested may attend and make any objections they may have to the approval of the certificate, and

Further Resolved, that the City Clerk notify the legislative body of each taxing unit which levies ad valorem property taxes in the City, and

Further Resolved, that such hearing shall be held at the Council Chambers in the City Hall on September 2, 1980, at 7:00 p.m. and that notice of such hearing be published in a publication of general circulation of said City.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT
COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, it is necessary to hold a public hearing on the proposed establishment of a Lansing Commercial Redevelopment Dis-

trict CRD-12-80 for the 100 Block development on the block bounded by Michigan and Grand Avenues, Ottawa Street, and Washington Mall, more particularly described as:

Block 100, Original Plat, City of Lansing.

Now, Therefore, Be It Resolved that the City Clerk give at least ten (10) days notice of a public hearing when all persons interested may attend and make any objections they may have to such proposed district; and

Be It Further Resolved that such hearing be held at the Council Chambers in the City Hall on the 2nd day of September, 1980, at 7:00 p.m.; and that notice of such hearing be published in a publication of general circulation in said City.

Adopted by the following vote:

Yeas: Councilmen Adado, Brenke, Gunther, Lindemann, Worthington—5.

Nays: Councilman Blair—1.

By ECONOMIC DEVELOPMENT
COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, it is necessary to hold a public hearing on the proposed establishment of a Lansing Commercial Redevelopment District CRD-13-80 for the Poxson Building site at the southeast corner of Michigan and Grand Avenues, more particularly described as:

Lot 1, Lot 2, and the north 44 feet of Lot 3, Block 112, Original Plat, City of Lansing.

Now, Therefore, Be It Resolved that the City Clerk give at least ten (10) days notice of a public hearing when all persons interested may attend and make any objections they may have to such proposed district; and

Be It Further Resolved that such hearing be held at the Council Chambers in the City Hall on the 2nd day of September, 1980, at 7:00 p.m.; and that notice of such hearing be published in a publication of general circulation in said City.

Adopted by the following vote:

Yeas: Councilmen Adado, Brenke, Gunther, Lindemann, Worthington—5.

Nays: Councilman Blair—1.

By COUNCILMAN LINDEMANN—

CITY OF LANSING
RESOLUTION SETTING HEARING
DATE

(Southwind Park I Project)

An excerpt from the minutes of a regular meeting of the City Council of the City of Lansing, Ingham County, Michigan, held at 7:00 o'clock p.m., Michigan Time, on August 11, 1980, at which the following members were present:

Councilman Adado, Blair, Brenke, Gunther, Lindemann and Worthington; and the following were absent: Councilmen Belen and McKane.

The following preamble and resolution were offered by Councilman Lindemann and supported by Councilman Gunther:

Whereas, this City Council has heretofore approved a Project Area and a Project District Area for The Economic Development Corporation of the City of Lansing—Southwind Park II Project proposed by Louis and George Eyde; and

Whereas, this City Council has received a Project Plan for said Project and wishes to set a date for public hearing on said Project Plan.

Now, Therefore, Be It Resolved by the City Council of the City of Lansing, as follows:

1. A public hearing upon the Project Plan for said Project shall be held at 7:00 o'clock p.m., Michigan Time, on Tuesday, the 2nd day of September, 1980, in the City Council Chambers, City Hall, in the City of Lansing, County of Ingham, Michigan. At such hearing, the City Council of the City of Lansing shall provide an opportunity for interested persons to be heard and shall receive and consider communications in writing with reference to the hearing. The hearing shall provide the fullest opportunity for the expression of opinion, for argument on the merits, and for introduction of documentary evidence pertinent to the Project Plan. The City Council shall make and preserve a record of the public hearing, including all data presented at the public hearing.

2. The City Clerk is hereby requested to publish, post, and mail notice of such hearing, such notice to be substantially in the form attached hereto, in accordance with Section 17 of Act 338 of 1974, as amended.

3. The City Clerk is hereby requested to forward two certified copies of this Resolution to The Economic Development Corporation of the City of Lansing.

4. All resolutions or parts thereof in conflict with this Resolution are hereby repealed, but only to the extent of such conflict.

Adopted.

Yeas: Councilmen Adado, Blair, Brenke, Gunther, Lindemann and Worthington.

Nays: None.

Abstain: Councilmen Belen and McKane.

STATE OF MICHIGAN }
COUNTY OF INGHAM } ss.

I hereby certify that the foregoing is a true and complete copy of a resolution adopted at a regular meeting of the City Council of the City of Lansing, Ingham County, Michigan, held on the 11th day of August, 1980, and that the said minutes are on file in the office of the City Clerk and are available to the public.

THEO FULTON,
Lansing City Clerk.

Dated: August 11, 1980.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing Director of the Department of Building Safety and Development determined that the building located at 315 S. Hosmer Street, legally described as the N. ½ of Lot 6, Block 16, Green Oak Addition, City of Lansing, Michigan, parcel number 3301-15-310-041.2, was an unsafe or dangerous building as defined in Section 9A-13 of the Lansing Uniform Housing Code and the Housing Law of Michigan, and

Whereas, a hearing was held by the Hearing Board on June 12, 1980, at which the Hearing Officers determined that said building was an unsafe or dangerous building and ordered the building demolished or otherwise made safe; and,

Whereas, said Hearing Officers filed a report of their findings and order with the Lansing City Council, and have requested the City Council to take appropriate action under the Housing Code and the Housing Law of Michigan; and,

Whereas, the City Council scheduled a hearing on August 4, 1980, to review the findings and order of the Hearing Officers, and the owners were notified in writing of said hearing and had an opportunity to appear and show cause why said building should not be demolished or otherwise made safe; now, therefore be it

Resolved, that the City Council of the City of Lansing hereby approves the order of the Hearing Officers requiring the demolition or making safe of said building; and be it further

Resolved, that the owners are hereby directed to comply with the order of the Hearing Officers to demolish or otherwise make safe the said building within twenty (20) days from the date of this resolution; and be it further

Resolved, that, should the owner fail to substantially comply with the Hearing Officer's order for demolition or otherwise make safe, the Director of the Department of Building Safety and Development is hereby directed to proceed with demolition of said building; and be it further

Resolved, that the cost of such demolition shall be a lien against the real property and shall be reported to the City Assessor who shall assess the same against the property upon which the building is presently located, and be it further

Resolved, that the owner in whose name the property appears upon the last local tax assessment record shall be notified of the amount of such cost by first class mail at the address shown on the records. Upon his failure to pay the same within thirty (30) days after mailing by the City Assessor of the notice of the amount thereof, the Assessor shall add the same to the next tax roll of the City of Lansing and the same shall be collected in the same manner in all respects as provided by law for the collection of taxes in the City of Lansing.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing Director of the Department of Building Safety and Development determined that the building located at 314 Denver Street, legally described as Lot 17, E. 16.5 feet of Lot 18, Elmview Subdivision, City of Lansing, Michigan, parcel number 3301-29-405-361.4, was an unsafe or dangerous building as defined in Section 9A-13 of the Lansing Uniform Housing Code and the Housing Law of Michigan, and

Whereas, a hearing was held by the Hearing Board on June 12, 1980, at which the Hearing Officers determined that said building was an unsafe or dangerous building and ordered the building demolished or otherwise made safe; and,

Whereas, said Hearing Officers filed a report of their findings and order with the Lansing City Council, and have requested the City Council to take appropriate action under the Housing Code and the Housing Law of Michigan; and,

Whereas, the City Council scheduled a hearing on August 4, 1980, to review the findings and order of the Hearing Officers, and the owners were notified in writing of said hearing and had an opportunity to appear and show cause why said building should not be demolished or otherwise made safe; now, therefore be it

Resolved, that the City Council of the City of Lansing hereby approves the order

of the Hearing Officers requiring the demolition or making safe of said building; and be it further

Resolved, that the owners are hereby directed to comply with the order of the Hearing Officers to demolish or otherwise make safe the said building within twenty (20) days from the date of this resolution; and be it further

Resolved, that, should the owner fail to substantially comply with the Hearing Officer's order for demolition or otherwise make safe, the Director of the Department of Building Safety and Development is hereby directed to proceed with demolition of said building; and be it further

Resolved, that the cost of such demolition shall be a lien against the real property and shall be reported to the City Assessor who shall assess the same against the property upon which the building is presently located, and be it further

Resolved, that the owner in whose name the property appears upon the last local tax assessment record shall be notified of the amount of such cost by first class mail at the address shown on the records. Upon his failure to pay the same within thirty (30) days after mailing by the City Assessor of the notice of the amount thereof, the Assessor shall add the same to the next tax roll of the City of Lansing and the same shall be collected in the same manner in all respects as provided by law for the collection of taxes in the City of Lansing.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing Director of the Department of Building Safety and Development determined that the building located at 904 Middle Street, legally described as Lot 20, Riverview Hts. Subdivision, City of Lansing, Michigan, parcel number 3301-20-135-161-5, was an unsafe or dangerous building as defined in Section 9A-13 of the Lansing Uniform Housing Code and the Housing Law of Michigan, and

Whereas, a hearing was held by the Hearing Board on June 12, 1980, at which the Hearing Officers determined that said building was an unsafe or dangerous building and ordered the building demolished or otherwise made safe; and,

Whereas, said Hearing Officers filed a report of their findings and order with the Lansing City Council, and have requested the City Council to take appropriate action under the Housing Code and the Housing Law of Michigan; and,

Whereas, the City Council scheduled a

hearing on August 4, 1980, to review the findings and order of the Hearing Officers, and the owners were notified in writing of said hearing and had an opportunity to appear and show cause why said building should not be demolished or otherwise made safe; now, therefore be it

Resolved, that the City Council of the City of Lansing hereby approves the order of the Hearing Officers requiring the demolition or making safe of said building; and be it further

Resolved, that the owners are hereby directed to comply with the order of the Hearing Officers to demolish or otherwise make safe the said building within twenty (20) days from the date of this resolution; and be it further

Resolved, that, should the owner fail to substantially comply with the Hearing Officer's order for demolition or otherwise make safe, the Director of the Department of Building Safety and Development is hereby directed to proceed with demolition of said building; and be it further

Resolved, that the cost of such demolition shall be a lien against the real property and shall be reported to the City Assessor who shall assess the same against the property upon which the building is presently located, and be it further

Resolved, that the owner in whose name the property appears upon the last local tax assessment record shall be notified of the amount of such cost by first class mail at the address shown on the records. Upon his failure to pay the same within thirty (30) days after mailing by the City Assessor of the notice of the amount thereof, the Assessor shall add the same to the next tax roll of the City of Lansing and the same shall be collected in the same manner in all respects as provided by law for the collection of taxes in the City of Lansing.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

P-2-80(a)
Final Plat of Markland
Subdivision No. 1

Whereas, the final plat of Markland Subdivision No. 1 has been submitted for approval; and

Whereas, the Planning Board has reviewed the final plat of Markland Subdivision No. 1 and found it in substantial conformance with the approved preliminary plat and recommended approval subject to conditions; and

Whereas, the Physical Development Com-

mittee of the City Council has reviewed the report of the Planning Board and concurs therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the final plat of Markland Subdivision No. 1 be approved subject to the following conditions:

- 1) A Deed or Abstract of Title, accompanied by an attorney's opinion as to the marketability of the land, or a Certificate of Title Insurance shall be submitted to the City Clerk prior to the signing of the plat and the affixing of the Municipal Seal.
- 2) Final security shall be posted in the amount specified by the Public Service Department and the Department of Parks and Recreation.
- 3) Final clearance shall be obtained from the Board of Water and Light.
- 4) There shall be compliance with all conditions of the preliminary plat of Markland Subdivision; and

Be It Further Resolved that the City Clerk be, and she is hereby, directed to notify the proprietor(s) of the plat and the surveyor of the land of this action.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

P-2-80(b)
Markland No. 2—Final Plat

Whereas, the final plat of Markland Subdivision No. 2 has been submitted for approval; and

Whereas, the Planning Board has reviewed the final plat of Markland Subdivision No. 2 and found it in substantial conformance with the approved preliminary plat and recommended approval subject to conditions; and

Whereas, the Physical Development Committee of the City Council has reviewed the report of the Planning Board and concurs therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the final plat of Markland Subdivision No. 2 be approved subject to the following conditions:

- 1) A Deed or Abstract of Title, accompanied by an attorney's opinion as to the marketability of the land, or a certificate of title insurance and the traverse closure shall be submitted to the City Clerk prior to the signing of

the plat and the affixing of the municipal seal.

- 2) Final security in the amount specified by the Public Service Department and the Department of Parks and Recreation shall be posted.
- 3) Final clearance shall be obtained from the Board of Water and Light.
- 4) Outlot A shall be reserved for street purposes.
- 5) There shall be compliance with all conditions of the preliminary plat of Markland Subdivision; and

Be It Further Resolved that the City Clerk be, and she is hereby, directed to notify the proprietor(s) of the plat and the surveyor(s) of the land of this action.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

P-9-80

Tentative Preliminary Plat
of Edgewood Glenn

Whereas, the preliminary plat of Edgewood Glenn, located on the south side of Edgewood Boulevard, has been submitted for tentative approval; and

Whereas, the Planning Board, pursuant to Act 285, Public Acts of 1931 as amended, reviewed the preliminary plat and recommended that tentative approval be granted subject to conditions; and

Whereas, the Physical Development Committee of the Council, to whom the report of the Planning Board was referred, has reviewed the report and concurs therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing hereby tentatively approves the preliminary plat of Edgewood Glenn subject to the following conditions:

- 1) The final plat shall be developed with all public improvements as required by the Lansing Subdivision Regulations and the State of Michigan Plat Act.
- 2) All lots shall be graded so surface water will drain therefrom so as not to adversely affect adjacent properties.
- 3) The developer shall utilize an underground electrical distribution system, as specified in Section 37-33.1 of the Lansing Subdivision Regulations.
- 4) The necessary assessments shall be provided for the installation of utilities.
- 5) All taxes and special assessments shall be paid.
- 6) Compliance with the requirements of the Fire Marshal and all other responding agencies is required.
- 7) This tentative approval of the preliminary plat shall be effective for a period of twelve (12) months; and

Be It Further Resolved that the City Clerk be, and she is hereby, directed to notify the proprietor(s) of the plat and the surveyor(s) of the land of this action.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

P-10-80

Tentative Preliminary Plat
of Vincent Square

Whereas, the preliminary plat of Vincent Square, located at the southwest corner of Hughes and Moffit Roads, has been submitted for tentative approval; and

Whereas, the Planning Board, pursuant to Act 285, Public Acts of 1931 as amended, has reviewed the preliminary plat and recommended that tentative approval be granted subject to conditions; and

Whereas, the Physical Development Committee of the Council, to whom the report of the Planning Board was referred, has reviewed the report and concurs therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing hereby grants tentative approval of the preliminary plat of Vincent Square, subject to the following conditions:

- 1) The final plat shall be developed with all public improvements as required by the Lansing Subdivision Regulations and the State of Michigan Plat Act.
- 2) All lots shall be graded so surface water will drain therefrom without adversely affecting adjacent properties.
- 3) The necessary utility easements as required by Consumers Power Company shall be provided and indicated on the face of the plat.
- 4) All fees, taxes and special assessments shall be paid prior to final approval.
- 5) There shall be compliance with the requirements of the Public Service Department and all other responding agencies.
- 6) This tentative approval of the preliminary plat shall be effective for a period of twelve (12) months; and

Be It Further Resolved that the City Clerk be, and she is hereby, directed to notify the proprietor(s) of the plat and the surveyor(s) of the land of this action.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

LS-32-80

Everett Lane

Whereas, Mr. Bruce Stratton has submitted a request to divide vacant land located in the 3100 block of Everett Lane, more particularly described as:

Lot 4, Beckwith Subdivision, City of Lansing, Ingham County, Michigan;

into three (3) parcels of land which do not meet the minimum lot depth requirements of the Subdivision Regulations; and

Whereas, the Planning Board reviewed this request and recommended that the lot be divided into only two (2) parcels of land; and

Whereas, the Physical Development Committee of the City Council has reviewed the report of the Planning Board and concurs therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the request to divide the property into three (3) parcels of land be denied as filed; and the division of the land, in accord with the following descriptions, be approved:

Parcel A—The south 70 feet of Lot 4, Beckwith Subdivision, City of Lansing, Ingham County, Michigan.

Parcel B—Lot 4, Beckwith subdivision, except the south 70 feet thereof, City of Lansing, Ingham County, Michigan; and

Be It Further Resolved that the applicant, however, stipulates and understands that the lot split as granted by the City of Lansing does not necessarily mean that the applicant may proceed with the division of the property and the applicant further understands that there may be some private restrictions contained in his Deed or plat restrictions which may or may not be recorded with the Register of Deeds, which may run with the land and the applicant further understands that the city does not have the power or authority over these restrictions.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

LS-37-80

Southeast Corner West Jolly
and Hughes Roads
3305-05-126-001

More particularly described as:

The north 139 feet of Lot 181, Plat of Maple Grove No. 3, City of Lansing, Ingham County, Michigan.

Whereas, Roy Markey has requested to divide the above described property into two (2) parcels. Both proposed lots have a depth below the minimum requirements of the Subdivision Ordinance; the two lots are proposed to be developed with single family homes; and

Whereas, the Planning Board has reviewed this request and recommends the lot division be denied; and

Whereas, the Physical Development Committee of City Council has reviewed the report of the Planning Board, but does not concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing approves of the request to divide the above described property for the purpose of allowing development of single family homes; said lot division shall be as follows:

Parcel A: The north 79 feet of Lot 181, Plat of Maple Grove No. 3, City of Lansing, Ingham County, Michigan.

Parcel B: The south 60 feet of the north 139 feet of Lot 181, Plat of Maple Grove No. 3, City of Lansing, Ingham County, Michigan; and

Be It Further Resolved that the lots are to be developed in accord with the site plan submitted, and on file in the Planning Department, showing the house closest to Jolly Road being set back forty (40) feet.

The applicant, however, stipulates and understands that the lot split as granted by the City of Lansing does not necessarily mean that the applicant may proceed with the division of the property. The applicant further understands that there may be some private restrictions contained in his Deed or plat restrictions which may or may not be recorded with the Register of Deeds, which may run with the land. The applicant further understands that the City does not have the power or authority over these restrictions.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

LS-40-80

Southwest Corner Jolly and
Hughes Roads
3305-05-102-261 and 271

More particularly described as:

Lot 131 and part of Lot 132, plat of
Maple Grove No. 3, City of Lansing,
Ingham County, Michigan.

Whereas, Roy Markey has requested to divide the above described property into two (2) parcels. One of the proposed lots is below minimum requirements of the Subdivision Regulations Ordinance. Development of these parcels is proposed to be single family homes; and

Whereas, the Planning Board has reviewed this request and recommends the lot division be approved subject to conditions; and

Whereas, the Physical Development Committee of City Council has reviewed the report of the Planning Board and does concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing approves of the request to divide the above described parcel for the purpose of allowing the development of single family homes; said lot division shall be as follows:

Parcel A: The north 50 feet of the south 170 feet of Lot 132, also the north 50 feet of the south 170 feet of the east 12.5 feet of Lot 131, plat of Maple Grove No. 3, City of Lansing, Ingham County, Michigan.

Parcel B: Lot 132, except the south 170 feet, plat of Maple Grove No. 3, City of Lansing, Ingham County, Michigan; and

Be It Further Resolved that the lot division be subject to site plan approval by the Planning Department.

The applicant, however, stipulates and understands that the lot split as granted by the City of Lansing does not necessarily mean that the applicant may proceed with the division of the property. The applicant further understands that there may be some private restrictions contained in his Deed or plat restrictions which may or may not be registered with the Register of Deeds, which may run with the land. The applicant further understands that the City does not have the power or authority over these restrictions.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

LS-42-80

Southwest Corner of Moffitt
and Hughes Roads
3305-05-151-051

More particularly described as:

Lot 144, Plat of Maple Grove No. 3,
City of Lansing, Ingham County, Michigan;

Whereas, Roy Markey has requested to divide the above described property into two (2) parcels. Both parcels have a 55 foot width, five (5) feet below the minimum requirements of the Subdivision Ordinance. Development of these parcels is proposed to be single family residential; and

Whereas, the Planning Board has reviewed this request and recommends approval subject to site plan review; and

Whereas, the Physical Development Committee of City Council has reviewed the report of the Planning Board and does concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing approves of the request to divide the above described property for the purpose of allowing the development of single family homes; said lot division shall be as follows:

Parcel A—The south 55 feet of Lot 144, Plat of Maple Grove No. 3, City of Lansing, Ingham County, Michigan.

Parcel B—The north 55 feet of the south 110 feet of Lot 144, Plat of Maple Grove No. 3, City of Lansing, Ingham County, Michigan; and

Be It Further Resolved that the Planning Department approve the site plan prior to issuance of building permits.

The applicant, however, stipulates and understands that the lot split as granted by the City of Lansing does not necessarily mean that the applicant may proceed with the division of the property. The applicant further understands that there may be some private restrictions contained in his deed or plat restrictions which may or may not be recorded with the Register of Deeds, which may run with the land. The applicant further understands that the City does not have the power or authority over these restrictions.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing has been informed that certain monies are available through the Department of Natural Resources, Land and Water Conservation Fund Program; and

Whereas, an application was submitted to the Department of Natural Resources for the development of Salmon Fishing Support Facilities at Lansing Elm Park and notice of approval of that application has been received; and

Whereas, the total amount of the grant will be \$62,600.00, with the state share being \$31,300.00 and the city share being \$31,300.00; and,

Whereas, monies available for the matching requirement are currently in the Grant Match—General City Account No. 101-936-941-965; and,

Now, Therefore, Be It Resolved, that the Controller is authorized to set the necessary accounts as it pertains to the execution of the Elm Park Grant; and,

Be It Finally Resolved, that the Lansing City Council accepts this grant.

Adopted by the following vote:

Unanimously.

By WAYS AND MEANS COMMITTEE—

Resolved by the City Council of the City of Lansing:

That the following transfers be made:

\$ 50.00 from General Fund—Estimated Revenue
A/C 101-000-000-160

\$ 50.00 to Fire Administration—
Citizen's Contribution
A/C 101-337-000-956

\$69,700.00 from Construction Authorized—
Waste Water Treatment Plant
A/C 590-000-000-175.010

\$69,700.00 to Engineering Fees—
McNamee, Porter & Seeley
A/C 571-550-040-975.040

I hereby certify that this is a properly drawn and eligible transfer.

JAN LAZAR,
Budget Director.

Approved:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
Ways and Means Committee.

Adopted by the following vote:

Unanimously.

ORDINANCES

By COUNCILMAN LINDEMANN—

The Committee reported that it had considered an ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by revising Sections 9A-1, 9A-3, 9A-4, 9A-5, 9A-8, 9A-9, 9A-15 and adding a new Section 9A-16—"Lansing Uniform Housing Code," and recommended that the ordinance be passed.

Carried.

ORDINANCE NO. 576

LANSING UNIFORM HOUSING CODE

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by revising Sections 9A-1, 9A-3, 9A-4, 9A-5, 9A-8, 9A-9, 9A-15 and adding a new Section 9A-16, to the Lansing Uniform Housing Code be placed on order of immediate passage.

Carried.

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by revising Sections 9A-1, 9A-3, 9A-4, 9A-5, 9A-8, 9A-9, 9A-15 and adding a new Section 9A-16 to the Lansing Uniform Housing Code, be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 576

CHAPTER 9A—BUILDING CODE HOUSING

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT THE CODE OR ORDINANCES, CITY OF LANSING, MICHIGAN, BE AMENDED BY REVISINNG SECTIONS 9A-1, 9A-3, 9A-4, 9A-5, 9A-8, 9A-9, 9A-15, AND ADDING A NEW SECTION 9A-16.

SECTION 9A-1.

TITLE, PURPOSE, AND SCOPE

A. Title. This chapter shall hereinafter be known as the "Lansing Uniform Housing Code" and may be cited as such and will be referred to herein as "this Code."

B. Purpose. This Code provides mini-

mum requirements for the protection of life, limb, health, property, safety, and welfare of the general public and the owners and occupants of residential buildings.

C. Scope.

(1) Application. The provisions of this Code shall apply to all buildings or portions thereof used, or designed or intended to be used, for human habitation. Such occupancies in existing buildings may be continued as provided for in Section 104 (c) of the Uniform Building Code, except as otherwise provided for in this Code.

Where any building or portion thereof is used or intended to be used as a combination apartment house-hotel, the provisions of this Code shall apply to the separate portions as if they were separate buildings.

Every rooming house or lodging house shall comply with all the requirements of this Code for dwellings.

(2) Alteration. Existing buildings which are altered or enlarged shall be made to conform to this Code insofar as the new work is concerned and in accordance with Section 104 of the Uniform Building Code.

(3) Existing residential structures which are moved or relocated shall be restored in accordance with the provisions of the Uniform Building Code as adopted by Chapter 9 of the Code of Ordinances.

SECTION 9A-3.

PERMITS AND INSPECTIONS

A. General. No person, firm, or corporation shall erect, construct, enlarge, alter, repair, move, improve, remove, convert or demolish any building or portion thereof, or cause or permit the same to be done, without first obtaining a separate building permit for each such building or structure from the Building Official in the manner and according to the applicable conditions prescribed in Chapter 3 of the Uniform Building Code.

B. Fees. Except as otherwise provided, structural inspections of existing buildings for resale purposes, including an inspection report listing any corrections needed shall be performed on receipt of a written request and payment of a fee of \$15.00 for a single family residential building. Such structural inspections for all other types of buildings shall be made upon written request and a fee of \$15.00 per hour, with a minimum charge of \$15.00.

C. Inspection. All buildings or portions thereof within the scope of this Code and all construction or work for which a permit is required shall be subject to inspection by the Building Official in accordance with and in the manner provided by this Code and Sections 305 and 306 of the Uniform Building Code.

SECTION 9A-4. DEFINITIONS

For the purpose of this Code, the definitions set forth below shall be applicable. Further, certain abbreviations, terms, phrases, words, and their derivatives shall be construed as specified in the Uniform Building Code unless specifically modified herein.

"Condominium" means any real estate (and improvements thereon) which has portions designated as dwelling units for separate ownership and the remaining portions designed for common ownership solely by the owners of such units, with each owner having an undivided interest in the common elements.

"Cooperative" means any real estate (and improvements thereon) owned by any organization in which the members are entitled to the use of a dwelling unit in the building as a result of owning an interest in the organization.

"Department" shall mean the Department of Building Safety and Development.

"Efficiency Dwelling Unit" means any room having cooking facilities and used for combined living, dining, and sleeping purposes.

"Electrical Code" is the National Electrical Code as adopted by Chapter 9E of the Code of Ordinances.

"Health Officer" means the legally designated Health Officer of the City of Lansing.

"Hot Water" means water at a temperature of not less than 110° F.

"Mechanical Code" means the Uniform Mechanical Code as adopted and amended by Lansing ordinance, Chapter 9B and in effect at the time of the alleged violation.

"Multiple Dwelling" means a dwelling containing 3 or more dwelling units and shall include Condominiums and Cooperatives as defined by this Code.

"Plumbing Code" is the Uniform Plumbing Code as adopted by Chapter 9C of the Code of Ordinances.

"Public Nuisance" means the following:

1. Any public nuisance known at common law or in equity.
2. Any attractive nuisance which may prove detrimental to children whether in a building, on the premises of a building, or upon an unoccupied lot. This includes, but shall not be limited to, any abandoned wells, shafts, basements, or excavations; abandoned refrigerators and motor vehicles; or any structurally unsound fences or structures; or any lumber, trash, fences, debris, trees, or vegetation which may prove a hazard for inquisitive minors.
3. Whatever is dangerous to human life or is detrimental to health.

4. Overcrowding a room with occupants as defined in Chapter 33 of the Uniform Building Code.
5. Insufficient ventilation or illumination as specified in Section 9A-5 (D) and Section 9A-7 (C).
6. Inadequate or unsanitary sewage or plumbing facilities as specified in Section 9A-5 (E).
7. Uncleanliness, as determined by the Health Officer.
8. Whatever renders air, food, or drink unwholesome or detrimental to the health of human beings, as determined by the Health Officer.

"Occupied Space" means the total area of all buildings or structures on any lot or parcel of ground projected on a horizontal plane excluding permitted projections as allowed by this Code.

"Substandard Condition" means any condition defined as substandard in Section 9A-10. Such condition does not make a building unsafe or dangerous unless so determined by the Building Official or Health Officer.

"Uniform Building Code" means the Uniform Building Code as adopted and amended by Lansing ordinances, Chapter 9, and in effect at the time of the alleged violation.

"Unsafe and Dangerous" means any condition defined as "unsafe and dangerous" in Section 9A-13.

SECTION 9A-5.

SPACE AND OCCUPANCY STANDARDS

A. Location on Property.

(1) Access to Public Property. All buildings shall be located with respect to property lines and to other buildings on the same property as required by Section 504 and Part IV of the Uniform Building Code. Each dwelling unit and each guest room in a dwelling or a lodging house shall have access to a passageway, not less than 8 feet in width, leading to a public street or alley. Each apartment house or hotel shall have access to a public street by means of a passageway not less than 44 inches in width.

(2) Occupied Space. Interior lots occupied by buildings within the scope of this Code shall have not more than 50 percent of the lot in occupied space. Corner lots used for such buildings shall have not more than 75 percent of the lot in occupied space. Where housing units are on a floor above the first floor, roof area at or below the floor level of the housing units need not be considered as occupied space.

B. Yards and Courts.

(1) Scope. This section shall apply to

yards and courts having required windows opening therein.

(2) Yards. Every yard shall be not less than 8 feet in width for one-story and two-story buildings. For buildings more than two stories in height the minimum width of the yard shall be increased at the rate of 1 foot for each additional story. Where yards completely surround the building, the required width may be reduced by 1 foot. For buildings exceeding 14 stories in height, the required width of yard shall be computed on the basis of 14 stories.

(3) Courts. Every court shall be not less than 8 feet in width. Courts having windows opening on opposite sides shall be not less than 6 feet in width. Courts bounded on three or more sides by the walls of the building shall be not less than 10 feet in length unless bounded on one end by a street or yard. For buildings more than two stories in height the court shall be increased 1 foot in width and 2 feet in length for each additional story. For buildings exceeding 14 stories in height, the required dimensions shall be computed on a basis of 14 stories.

Adequate access shall be provided to the bottom of all courts for cleaning purposes. Every court more than two stories in height shall be provided with a horizontal air intake at the bottom not less than 10 square feet in area and leading to the exterior of the building unless abutting a yard or public space. The construction of the air intake shall be as required for the court walls of the building, but in no case shall be less than one-hour fire-resistive.

(4) Projection into Yards. Eaves and cornices may project into any required yard not more than 2 inches for each foot of yard width. Unroofed landings, porches and stairs may project into any required yard provided no portion extends above the floor level of a habitable room; and provided further that no such projection shall obstruct a required exitway.

C. Room Dimensions.

(1) Ceiling Heights. Habitable rooms, storage rooms, and laundry rooms shall have a ceiling height of not less than 7 1/3 feet. Hallways, corridors, bathrooms, and toilet rooms shall have a ceiling height of not less than 7 feet measured to the lowest projection from the ceiling.

If any room in a building has a sloping ceiling, the prescribed ceiling height for the room is required in only one-half the area thereof. No portion of the room measuring less than 3 feet from the finished floor to the finished ceiling shall be included in any computation of the minimum floor area thereof.

If any room has a furred ceiling, the prescribed ceiling height is required in two-thirds the area thereof, but in no case shall the height of the furred ceiling be less than 7 feet.

(2) Floor Area. Every dwelling unit shall have at least one room which shall have not less than 150 square feet of floor area. Other habitable rooms except kitchens shall have a floor area of not less than 70 square feet. Further, every room used for sleeping purposes shall have a floor area of not less than 70 square feet except that the required floor area shall be increased at the rate of 50 square feet for each occupant in excess of two.

EXCEPTION: Nothing in this Section shall prohibit the use of an efficiency dwelling unit within an apartment house meeting the following requirements:

- (a) The unit shall have a living room of not less than 220 square feet of superficial floor area. An additional 100 square feet of superficial floor area shall be provided for each occupant of such unit in excess of two.
- (b) The unit shall be provided with a separate closet.
- (c) The unit shall be provided with a kitchen sink, cooking appliance, and refrigeration facilities each having a clear working space of not less than 30 inches in front. Light and ventilation conforming to this Code shall be provided.
- (d) The unit shall be provided with a separate bathroom containing a water closet, lavatory, and bathtub or shower.

(3) Width. No habitable room shall be less than 7 feet in any dimension. No water closet space shall be less than 30 inches in width and shall provide a clear space in front of the toilet stool not less than 24 inches.

D. Light and Ventilation.

(1) Natural Light and Ventilation. All guest rooms, dormitories, and habitable rooms within a dwelling unit shall be provided with natural light by means of windows or skylights with an area of not less than one-tenth of the floor area of such rooms with a minimum of 10 square feet.

All bathrooms, water closet compartments, laundry rooms, and similar rooms shall be provided with natural ventilation by means of windows or skylights with an area of not less than one-tenth of the floor area of such rooms with a minimum of 1.5 square feet.

Not less than one-half of the required window or skylight area shall be openable to provide natural ventilation.

(2) Origin of Light and Ventilation. Required windows shall open directly onto a street or public alley or a yard or court located on the same lot as the building.

EXCEPTION: Required windows may open into a roofed porch where the porch:

- (a) Abuts a street, yard or court; and
- (b) Has a ceiling height of not less than 7 feet; and
- (c) Has the longer side at least 65 percent open and unobstructed.

A required window in a service room may open into a vent shaft which is open and unobstructed to the sky and not less than 4 feet in least dimension. No vent shaft shall extend through more than two stories.

For the purpose of determining light and ventilation requirements, any room may be considered as a portion of an adjoining room when one-half of the area of the common wall is open and unobstructed and provides an opening of not less than one-tenth of the floor area of the interior room or 25 square feet, whichever is greater.

(3) Mechanical Ventilation. In lieu of openable windows for natural ventilation, a mechanical ventilation system may be provided. Such system shall be capable of providing two air changes per hour in all guest rooms, dormitories, habitable rooms, and in public corridors. One-fifth of the air supply shall be taken from the outside. In bathrooms, water closet compartments, laundry rooms, and similar rooms a mechanical ventilation system connected directly to the outside, capable of providing five air changes per hour, shall be provided.

(4) Hallways. All public hallways, stairs, and other egressways shall be adequately lighted at all times in accordance with Section 3312(a) of the Uniform Building Code.

E. Sanitation.

(1) Dwelling Units. Every dwelling unit shall be provided with a bathroom equipped with facilities consisting of a water closet, a lavatory, and either a bathtub or shower.

(2) Hotels. Where private water closets, lavatories, and baths are not provided, there shall be provided on each floor for each sex at least one water closet and lavatory and one bath accessible from a public hallway. Additional water closets, lavatories, and baths shall be provided on each floor for each sex at the rate of one for every additional 10 guests, or fractional number thereof in excess of 10. Such facilities shall be clearly marked for "Men" or "Women."

(3) Kitchen. Each dwelling unit shall be provided with a kitchen. Every kitchen shall be provided with a kitchen sink. No wooden sink or sink of similarly absorbent material shall be permitted.

(4) Fixtures. All plumbing fixtures shall be connected to a sanitary sewer or to an approved private sewage disposal system. All plumbing fixtures shall be connected to an approved system of water supply and provided with hot and cold running water, except water closets shall be provided with cold water only.

All plumbing fixtures shall be of an approved glazed earthenware type or of a similarly nonabsorbent material.

(5) Water Closet Compartments. Walls and floors of water closet compartments, except in dwellings, shall be finished in accordance with Section 1711 of the Uniform Building Code. Water closet compartments in dwellings shall be finished with approved nonabsorbent materials.

(6) Room Separations. Every water closet, bathtub, or shower required by this Code shall be installed in a room which will afford privacy to the occupant. A room in which a water closet is located shall be separated from food preparation or storage rooms by a tight-fitting door.

(7) Installation and Maintenance. All sanitary facilities shall be installed and maintained in safe and sanitary condition and in accordance with all applicable laws.

SECTION 9A-8. EXITS

Every dwelling unit or guest room shall have access directly to the outside or to a public corridor. All buildings or portions thereof shall be provided with exits, exitways and appurtenances as required by Chapter 33 of the Uniform Building Code.

Every sleeping room below the fourth floor shall have at least one operable window or exterior door approved for emergency egress or rescue. The units shall be operable from the inside to provide a full clear opening without the use of separate tools.

All egress or rescue windows from sleeping rooms shall have a minimum net clear opening of 5.7 square feet. The minimum net clear opening height dimension shall be 24 inches. The minimum net clear opening width dimension shall be 20 inches. Where windows are provided as a means of egress or rescue they shall have a finished sill height not more than 44 inches above the floor.

EXCEPTION: All operable existing egress or rescue windows having a minimum net clear opening of 5.0 square feet with a minimum net clear opening height dimension of 22 inches and a maximum sill height of 48 inches may have their existing use.

SECTION 9A-9. FIRE PROTECTION

All buildings or portions thereof shall be provided with the degree of fire-resistive construction as required by the Uniform Building Code, for the appropriate occupancy, type of construction, and location on property; and shall be provided with the appropriate fire-extinguishing systems or equipment required by Chapter 38 of the Uniform Building Code.

SECTION 9A-15. REGISTRY, INSPECTION, PROCEDURES, CERTIFICATION AND ADMINISTRATIVE REQUIREMENTS

A. A registry of owners and premises shall be maintained by the Department for all multiple dwellings, hotels, and lodging houses containing 3 or more dwelling units, dwelling units, or guest rooms or combination thereof. Every owner, agent, or management group of a multiple dwelling shall register their name(s) and place of residence or business and the location of the premises regulated by this section with the Department of Building Safety and Development. If the premises regulated by this section is managed or operated by an agent or management group, the agent's or management group's name and place of business shall be placed with the name of the owner in the registry. The owner shall provide such other information as may be required by the Department.

B. Inspections. The Department shall inspect on a periodic basis, multiple dwellings, hotels, and lodging houses regulated by this section. In no event shall the period between inspections be longer than two years. Inspections shall be conducted in a manner calculated to secure compliance with all applicable codes. Inspections may be conducted on one or more of the following bases:

- (1) An area basis, such that all the regulated premises in a predetermined geographical area will be inspected simultaneously, or within a short period of time.
- (2) A complaint basis, such that complaints of violations will be inspected within a reasonable time.
- (3) A recurrent violation basis, such that those premises which are found to have a high incidence of recurrent or uncorrected violations will be inspected more frequently.

It shall be the responsibility of the owner, agent, or management group to ensure that the premises regulated by this section are accessible for inspection during normal working hours of the Department.

C. Fees. The Department of Building Safety and Development with the advice and consent of the Building Board of Appeals shall establish and charge reasonable fees for the registration and inspection of premises conducted under the provisions of this section.

- (1) Registration Fee. A registration fee shall be paid on registration of a new premises and when a change in ownership occurs.
- (2) Inspection Fee. On completion of required inspections, as defined by subsection (B), the Department shall forward an invoice to the owner(s) and/or tax payer of record reflecting the cost of inspection services. Any cost incurred by the City not paid within 30 days from the date of the invoice shall be a lien against the real property and shall be reported to the Assessing Officer of Lansing who shall assess the cost

against the property on which the inspections were made.

D. A Certificate of Compliance shall be issued on inspection and approval by the Department of Building Safety and Development. A Certificate of Compliance shall be issued on condition that the premises remain in a standard condition, fit for occupancy as determined by the Director.

When after an inspection it is determined that a substandard or unsafe and dangerous condition exists as defined by this chapter, the Certificate of Compliance shall be withdrawn and the Director shall pursue a remedy to correct the substandard or unsafe and dangerous conditions in accordance with the provisions as set forth in this chapter.

SECTION 9A-16. SEVERABILITY

The sections, paragraphs, sentences, clauses, and phrases of this ordinance are severable, and if any phrase, clause, sentence, paragraph, or section of this ordinance shall be declared invalid by the judgment or decree of any court of competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this ordinance.

By COUNCILMAN BLAIR—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived for the purpose of presenting items that are not listed on the agenda.

Carried.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

That the request for the closing of Harton Street from 4:30 p.m.-11:00 p.m. on Saturday, August 16th, for a block party is hereby approved provided all necessary administrative actions are completed without objection.

By COUNCILMAN GUNTHER—

That the resolution be amended as follows: That the time of 11:00 p.m. be changed to read 10:00 p.m.

Carried.

The resolution as amended was adopted by the following vote:

Unanimously.

By COUNCILMAN ADADO—

Resolved by the City Council of the City of Lansing:

That Councilmen Belen and McKane be excused from the session.

Carried.

REMARKS BY THE MAYOR OR HIS EXECUTIVE ASSISTANT

No remarks.

REMARKS BY THE CITY COUNCIL

No remarks.

By COUNCILMAN BLAIR—

That this meeting stand adjourned.

Carried.

Council adjourned at 8:00 p.m.

RITA M. BAUMAN,
Deputy City Clerk.

Lansing, Michigan

August 11, 1980

B

CITY CLERK'S OFFICE

Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE

U. S. POSTAGE

PAID

Permit No. 1461
Lansing, Michigan

615

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, August 18, 1980

CITY COUNCIL ROOMS

Lansing, Michigan

August 18, 1980

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by President Adado.

Present: Councilmen Adado, Blair, Gunther, Lindemann, McKane, Worthington—6.

Absent: Councilmen Belen, Brenke—2.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Gunther.

Pledge of Allegiance was led by Councilman Gunther.

By COUNCILMAN McKANE—

That the Council Proceedings of July 21 and 28, 1980, be approved.

Carried.

PUBLIC HEARINGS

August 18, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed approval of an Industrial Facilities Exemption Certificate for Plant Rehabilitation District No. 2 for

Federal Drop Forge Company
2807 S. Logan Street.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed certificate they had the privilege of speaking at this time.

Referred to the Committee on Economic Development.

August 18, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed revision of Section 29-3 and addition of Article III of said Chapter consisting of Sections 29-14 through 29-19 "Tax exemption for dwelling units for low income elderly" to the City of Lansing Code of Ordinances.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed ordinance they had the privilege of speaking at this time.

Sam Yaker, representing residents of the Capitol Park Hotel, spoke in favor of the ordinance.

Referred to Committee on Physical Development.

By COUNCILMAN BLAIR—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived for the purpose of presenting Resolution No. 2 at this time.

Carried.

Councilman Blair presented Ralph C. Sweeney the resolution in his honor naming the River Street Boat Ramp as "Sweeney's Landing."

Mr. Sweeney thanked the Council for the honor.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, Ralph C. Sweeney is a member and former chairperson of Lansing's Waterfront Development Board; and

Whereas, Mr. Sweeney is also a member and former president of the Friends of the River, an organization committed to preservation and promotion of waterways in the greater Lansing area; and

Whereas, Mr. Sweeney's devotion and contributions to the improvement of our waterfront resources reflect great credit upon himself and the City of Lansing;

Now, Therefore, Be It Resolved, the Lansing City Council, sitting in regular session this 18th day of August, 1980, hereby designates the River Street Boat Ramp as "SWEENEY'S LANDING" in honor of Ralph C. Sweeney; and

Be It Further Resolved, the Mayor is requested to arrange for an appropriate sign at the ramp to display this designation.

Adopted by the following vote:

Unanimously.

Councilman Blair presented Dick Holmes who spoke on Riverfest '80. Mr. Holmes

then introduced a coral group that sang 2 songs in honor of the Riverfest.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON NON-AGENDA ITEMS. YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

No person spoke.

COMMUNICATIONS AND PETITIONS

Summons filed in Circuit Court by Terry Shoultes, a/k/a Terry Whitman vs. Jack Jimmerson, d/b/a B. W. Graves Roofing Company; City of Lansing, Board of Water and Light, City of Lansing, Fire Department, Willis L. Karnes, John Doe and Mary Roe in connection with the Fire that destroyed the building at 525 East Michigan Avenue.

Referred to Mayor, City Attorney.

The following claims have been filed:

Larry A. Belt for damage to his automobile by a City of Lansing Parks Department Truck.

George T. Guerre, for damage to sprinkler system by construction workers who were repairing the sidewalk in front of building at 700 N. Washington Avenue.

Don E. Smelker for damage to his plum tree by limb of a city tree.

Referred to Mayor, City Attorney.

Petitions filed for rezoning:

Z-28-80—

The North 3 feet of the West 132 feet of Lot 6 and commencing at the Southwest corner of Lot 7, thence North 64 feet to point of beginning, in Block 158, Original Plat, City of Lansing, Ingham County, Michigan, from "D" Apartment District to "D-1" Professional Office District—(611 S. Capitol Avenue).

Z-29-80—The North 37 feet of the South 46.5 feet of Lot 1, Block 174, of the Original Plat of the Town of Lansing, City of Lansing, Ingham County, Michigan, from "D" Apartment District to "J" Parking District—(Just south of 700 River Street).

Referred to Mayor, Planning Board.

Petitions filed for special use permits:
SUP-11-80—

500 block of Stafford St.—East side (to be used as a Community Residential Care Center).

SUP-13-80—

Boys Vocational School Property off N. Pennsylvania Avenue (for Parking Facility and Construction Staging Area for use by Edward W. Sparrow Hospital).

Referred to Mayor, Planning Board.

Varney and Associates Realty submits Final Plat of Keep's Meadows.

Referred to Mayor, Planning Board.

Geert D. Mulder and Sons request final preliminary plat approval of Lancen Village South No. 3.

Referred to Mayor, Planning Board.

Polaris Associates, Inc., submits final plat of Trappers Cove Subdivision No. 3.

Referred to Mayor, Planning Board.

The Roary Corporation requests final preliminary approval on the plats of:

Vincent Square.

Webster Farms No. 4.

Referred to Mayor, Planning Board.

Liquor Control Commission submits request from Cedar-96, Inc., for transfer of ownership of 1978 Class "C" license from Paul Pershee and transfer location from escrow at 400 S. Washington Avenue to 6801 S. Cedar Street.

Referred to Mayor, Committee on General Services.

Request from Dona Williams to close off Fielding Drive on August 23, 1980, for a block party.

Referred to Mayor, Committee on Public Property and Safety.

Letter from Watertite Concrete Systems, Inc., requesting permission to work after hours on the repair work to Parking Garages, South Capitol, South Grand and North Capitol.

Referred to Mayor, Committee on Physical Development.

Letter from Barbara A. Cloutier in regard to request for a four-way stop sign at Reo and Ingham Streets.

Referred to Mayor, Committee on Public Property and Safety.

Letter from Donald J. Kemp in regard to the temporary permit for Castellani's Market on East Michigan Avenue to have a sidewalk cafe and request that a permanent permit be approved.

Referred to Mayor, Committee on Public Property and Safety.

The Michigan Public Employer Labor Relations Association submits advance registration information for the 1980 annual workshop to be held at Shanty Creek Lodge in Bellaire, Michigan, on September 24, 1980.

Referred to Mayor, Elected Officials and Department Heads.

Letter from R. E. Olds Museum Association, Inc., in regard to lease of former "CATA" Building property and asks permission to remove and dispose of the fuel pumps and tanks now on the property.

Referred to Mayor, Committee on Public Property and Safety.

Charter Township of Medidian submits a copy of the reciprocal EDC resolution that was approved by the township board.

Received and placed on file with copy to Mayor, Economic Development Corporation and Committee on Economic Development.

Copy of letter sent to Mobil Oil Corporation by Water Quality Division in regard to the permit for Schraw Mobil Service.

Received and placed on file.

Department of Natural Resources submits application for Flood Plain Permit for Ms. Lynne Vellenga for construction of two story single family residences.

Received and placed on file.

State of Michigan, Department of Natural Resources, Land Resources Programs Division submits permit for Lansing Public Service Department to install pipe arches for a temporary haul road crossing of the Sycamore Creek.

Received and placed on file.

The Eastside Neighborhood Organization

submits copy of resolution adopted by them in regard to use of the Boy's Training School site property.

Referred to Mayor, Planning Board, Committee on Physical Development.

**MAYOR'S EXECUTIVE ASSISTANT
COMMENTS ON ANY ITEM ON
THE AGENDA**

No comment.

**THE PUBLIC MAY NOW ADDRESS
THE CITY COUNCIL ON ANY OF
THE FOLLOWING ITEMS LISTED
ON THE AGENDA: COMMUNICA-
TIONS AND PETITIONS, COMMIT-
TEE REPORTS, REPORTS OF CITY
OFFICERS AND BOARDS AND
RESOLUTIONS. YOU MAY SPEAK
FOR ONLY 3 MINUTES ON ANY
ONE ITEM.**

No person spoke.

REPORTS OF COMMITTEES

THE COMMITTEE ON WAYS AND MEANS, to whom was referred the letter from the City Controller requesting release of Financial Security, Concord Village No. 4, reports as follows:

The \$1,225.00 in financial security may be released pursuant to Section 37-25(1) of Chapter 37 of the Code of Ordinances of the City of Lansing. The City will retain \$1,040.00 in financial security to cover public improvements not yet completed.

Signed:

JACK D. GUNTHER,
TERRY J. McKANE,
Committee on Ways and
Means.

By COUNCILMAN GUNTHER—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON WAYS AND MEANS, to whom was referred the renewal of fire insurance coverage effective July 1, 1980, reports as follows:

It is recommended that the general fire insurance policy be renewed with Michigan Millers Mutual Insurance Company for a three year period ending July 1, 1983, with a first year premium of \$67,933.

Signed:

JACK D. GUNTHER,
TERRY J. McKANE,
Committee on Ways and
Means.

By COUNCILMAN GUNTHER—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

**REPORTS OF CITY OFFICERS
AND BOARDS**

August 14, 1980

Honorable Mayor and Members
of the Lansing City Council

Re: Redemption Agreement—Donald
Lentz v City of Lansing

Dear Mayor and Council:

In accordance with Article 4, Section 4-304.5 of the Lansing City Charter this office hereby presents its recommendation for settlement of the above captioned matter for the sum of \$10,500.00.

On or about March 28, 1979, Mr. Lentz sustained a puncture wound to his left knee when attempting to lift and maneuver a large leaf picker box. Apparently a one inch nail embedded itself in Mr. Lentz's knee. Subsequent thereto Mr. Lentz received physical attention from the City's doctor and was advised he could attempt to return to work with restrictions. This attempt was unsuccessful and Mr. Lentz left employment of the City in July of 1979.

Mr. Lentz filed his Petition for Workers Disability Compensation benefits on or about August 20, 1979, and alleged that he continued to suffer pains in his left knee which prohibited him from doing the type of work he performed while working for the Parks Department of the City of Lansing. Medical depositions taken prior to trial indicated that Mr. Lentz continued to suffer some disability as a result of the nail puncture wound. At the time of trial this office tentatively agreed to redeem the City's liability in this matter for the sum of \$10,500.00.

At the time of trial Mr. Lentz had accrued approximately \$8,000.00 in weekly disability benefits. Under the terms of a redemption agreement the City of Lansing will no longer be responsible to Mr. Lentz for past, present or future weekly disability benefits, medical benefits and rehabilitative services. Even though Mr. Lentz has returned to some gainful occupation at a wage less than the wage received from the City of Lansing, which would entitle him to differential benefits had he prevailed at trial, the City's liability will be effectively

eliminated in the event Mr. Lentz reinjures his knee or requires further medical services on the knee. It should also be noted, that according to medical testimony the puncture wound has not completely resolved itself and there appears to be some evidence of chondromalacia which may be suggestive of future complications in the knee.

In summation, even though the City might prevail at trial, it is unlikely in light of medical testimony which suggests a continuing disability as a result of the puncture wound sustained by Mr. Lentz. Therefore, it is the recommendation of this office that the City redeem all of its past, current and future liability for the sum of \$10,500.00.

Respectfully submitted,

STEPHEN R. RAWYER,
City Attorney.

By COUNCILMAN BLAIR—

That we concur in the recommendation of the City Attorney and the City pay the sum of \$10,500.00 to Donald Lentz in settlement of said claim.

Carried.

DATE: 8/8/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the City Engineer Re: Abandonment of Grinnell Drain

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 8/11/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the National Weather Service, Robert W. Jacobson, Jr., MIC Re: Letter of Commendation regarding Jim Holcomb and associates

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

DATE: 8/13/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Director of Public Service Re: Repair work to Parking Garages: South Capitol, South Grand and North Capitol

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

Whereas, Watertite Concrete Systems, Inc., the contractor selected to repair several city parking garages, has requested permission to work nights on these projects, and

Whereas, the daytime traffic seriously impedes the work of the contractor;

Now, Therefore, Be It Resolved, the City Council of the City of Lansing hereby approves night work at the South Grand Ramp, the North Capitol Ramp and the South Capitol Ramp with the following restrictions:

As there are residents in the immediate vicinity of the South Capitol Ramp, no work involving equipment producing loud noises shall be done after 9:00 p.m.

Be It Finally Resolved, complaints received by the Department of Public Service from any resident in the area regarding noise levels of the night activity will result in the rescission of this approval.

Adopted by the following vote:

Unanimously.

DATE: 8/14/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the City Controller, Stephen D. Duarte, Re: Financial Security, Concord Village No. 4 Subdivision

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

DATE: 8/14/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Director of Building Safety and Development Re: Trash Removal Assessment

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

By COUNCILMAN LINDEMANN—

That we concur in the recommendation of the Mayor and said assessment be placed on the December tax roll.

Carried.

August 15, 1980

Council President Louis Adado and
Council Members

10th Floor City Hall

Lansing, Michigan 48933

Dear President Adado and
Council Members:

We are continually making progress on the development of the proposed convention/exhibition facility and would like to keep you informed. In June of this year, we approved Barton-Malow as the construction manager for the project. At this time, we would like to announce and introduce the architect for the project. The firm selected is TMP Associates of Bloomfield Hills, Michigan. The attached letter will provide you background information on how this firm was selected. I concur with the selection and recommend approval.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

DATE: 8/14/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group Re: EDC request for certification of project area, designation of project district area, determination of necessity of establishing project citizens district council for LWC Building rehabilitation project proposed by William and Rosemary Ralls

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 8/14/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's EDCG, Alan Tubbs, Chairman, Re: Establishment of Commercial Redevelopment Districts for 100 Block and Porson Site

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 8/14/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor EDCG, A. Tubbs, Chairman, Re: Sisters Styling Salon application for Commercial Facilities Exemption Certificate for renovation of facility at 325 S. Grand Avenue

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 8/14/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's EDCG, A. Tubbs, Chairman, Re: A & E Printers application for Industrial Facilities Exemption Certificate for new facility at 3303 North East Street

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 8/14/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Board, A. Tubbs, Secretary, Re: Act-21-80—David Street

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 8/14/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Board, A. Tubbs, Secretary, Re: Act-28-80—Sale of Land to City

The attached correspondence is forwarded with my concurrence for your action.

Referred to Committee on Public Property and Safety.

DATE: 8/14/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Board, A. Tubbs, Secretary, Re: P-11-80—Birlstone Subdivision Tentative Preliminary Plat

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 8/14/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Board, A. Tubbs, Secretary, Re: LS-45-80—2400 Block of Radford Road (north side)

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 8/14/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Board, A. Tubbs, Secretary, Re: LS-44-80—Ferry Street (south side) East of North Logan Street

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 8/14/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Board, A. Tubbs, Secretary, Re: 1218 and 1223 Ballard Street, 1712 High Street

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 8/14/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Board, A. Tubbs, Secretary, Re: Act 33-79—R.O.W. Property between 1849 and 1401 Eureka Street

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 8/14/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Board, A. Tubbs, Secretary, Re: Act-22-80—Excess Property Disposition

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

RESOLUTIONS

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the request of Patricia Sue Biergens for the closing of 1700 block of Delevan for a pig roast on Saturday, September 13, 1980, is hereby approved provided all necessary administrative actions are completed without objection.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the request of Gloria A. Fleming for the closing of Pamela Place, between Carol Way and Cooley, on Saturday, August 23, 1980, is hereby approved, provided all necessary administrative actions are completed without objection.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

That the request of Mrs. Donna Williams for the closing of Fielding Drive, between Richmond and Ingham, on Saturday, August 23, 1980, is hereby approved, provided all necessary administrative actions are completed without objection.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Riverfest '80 Committee has requested closing of the Shiawassee Street Bridge in conjunction with their riverfront activities during Labor Day Weekend, 1980; and

Whereas, the Lansing Jaycee Auxiliary has requested a temporary liquor permit for a beer tent during Riverfest '80;

Now, Therefore, Be It Resolved, the Lansing City Council hereby authorizes the closing of East Shiawassee Street from Grand Avenue to Cedar Street as follows:

Saturday, August 30, 12 Noon-6 p.m.

Sunday, August 31, 1:30 p.m.-10 p.m.

Monday, September 1, 12 Noon-6 p.m.;

and

Be It Further Resolved, the request of the Lansing Jaycee Auxiliary for a temporary liquor license at Riverfront Park during August 29, 30, 31 and September 1, 1980, is hereby approved, provided all necessary administrative actions are completed without objection and the temporary licenses are secured from the Michigan Liquor Control Commission.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON GENERAL SERVICES—

Resolved by the City Council of the City of Lansing:

Whereas, John Q's, Incorporated, located at 111 South Capitol Avenue in Lansing has submitted a request for a new dance permit to be held in conjunction with a 1980 Class "C" license; and

Whereas, the Committee on General Services has reviewed this request;

Now, Therefore, Be It Resolved by the City Council of the City of Lansing that the request by John Q's, Incorporated, for a dance permit to be held in conjunction with their Class "C" liquor license is hereby approved provided all requirements of the Liquor Control Commission have been satisfied.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON GENERAL SERVICES—

Resolved by the City Council of the City of Lansing:

Whereas, pursuant to section 5-502-2 of the Lansing City Charter the Council is responsible for appointing members to the Board of Ethics; and

Whereas, the initial one year term of Mr. Donald Cook has expired;

Now, Therefore, Be It Resolved by the City Council of the City of Lansing that Mr. Donald Cook is hereby re-appointed as a members of the Board of Ethics for a term to expire on June 20th, 1983.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON GENERAL SERVICES—

Resolved by the City Council of the City of Lansing:

Whereas, the Committee on General Services has carefully reviewed the rules of procedure for the Senior Citizens Advisory Board;

Now, Therefore, Be It Resolved by the City Council of the City of Lansing, the rules of procedure for the Senior Citizens Advisory Board are hereby approved.

Adopted by the following vote:

Unanimously.

By COUNCILMAN GUNTHER—

CITY OF LANSING

RESOLUTION SETTING HEARING DATE
(Greater Lansing Board of Realtors
Office Project)

Minutes of a regular meeting of the City Council of the City of Lansing, Counties of Ingham, Eaton and Clinton, held at 7:00 o'clock p.m., Michigan Time, on August 18, 1980, at which the following members were present: Councilmen Blair, Worthington, McKane, Adado, Gunther, Lindemann; and the following were absent: Councilmen Belen, Brenke.

The following preamble and resolution were offered by Councilman McKane and supported by Councilman Lindemann:

Whereas, this City Council has heretofore approved a Project Area and a Project District Area for the Economic Development Corporation of the City of Lansing—Greater Lansing Board of Realtors Office Project; and

Whereas, this City Council has received a Project Plan for said Project and wishes to set a date for public hearing on said Project Plan.

Now, Therefore, Be It Resolved by the City Council of the City of Lansing, as follows:

1. A public hearing upon the Project

Plan for said Project shall be held at 7:00 o'clock p.m., Michigan Time, on Monday, the 8th day of September, 1980, in the City Council Chambers, City Hall, in the City of Lansing, County of Ingham, Michigan. At such hearing, the City Council of the City of Lansing shall provide an opportunity for interested persons to be heard and shall receive and consider communications in writing with reference to the hearing. The hearing shall provide the fullest opportunity for the expression of opinion, for argument on the merits, and for introduction of documentary evidence pertinent to the Project Plan. The City Council shall make and preserve a record of the public hearing, including all data presented at the public hearing.

2. The City Clerk is hereby requested to publish, post, and mail notice of such hearing, such notice to be substantially in the form attached hereto, in accordance with Section 17 of Act 338 of 1974, as amended.

3. The City Clerk is hereby requested to forward two certified copies of this Resolution to the Economic Development Corporation of the City of Lansing.

4. All resolutions or parts thereof in conflict with this Resolution are hereby repealed, but only to the extent of such conflict.

Adopted:

Yeas — Councilmen Adado, Gunther, Worthington, McKane, Lindemann.

Nays — None.

Abstain — Councilmen Blair.

STATE OF MICHIGAN } ss.
COUNTY OF INGHAM }

I hereby certify that the foregoing is a true and complete copy of a resolution adopted at a regular meeting of the City Council of the City of Lansing—Counties of Ingham, Eaton and Clinton, Michigan, held on the 18th day of August, 1980, and that the said minutes are on file in the office of the City Clerk and are available to the public.

THEO FULTON,
Lansing City Clerk,
Lansing, Michigan.

Dated: August 18, 1980.

Councilman Blair asked for permission to abstain from voting.

Carried.

Adopted by the following vote:

Unanimously.

NOTICE OF HEARING
CITY COUNCIL OF THE
CITY OF LANSING

PROJECT PLAN FOR THE ECONOMIC
DEVELOPMENT CORPORATION OF THE
CITY OF LANSING GREATER LANSING
BOARD OF REALTORS OFFICE PROJ-
ECT INCLUDING ISSUANCE OF LIMIT-
ED OBLIGATION REVENUE BONDS OF
APPROXIMATELY \$400,000

Notice Is Hereby Given that the City Council of the City of Lansing will hold a public hearing at 7:00 o'clock p.m., in the City Council Chambers, City Hall, in the City of Lansing, Michigan, on the 8th day of September, 1980, on a Project Plan prepared by The Economic Development Corporation of the City of Lansing for the Greater Lansing Board of Realtors Office Project to be acquired for and leased and sold to Greater Lansing Board of Realtors. The project is to be located at the existing site of Horsebrook School on the north side of Grand River Avenue between Remy Drive and Westwood Avenue in the City of Lansing, State of Michigan.

A map and legal description of the Project Area (the project site) as well as a description of the proposed Project Plan are available for public inspection at the offices of The Economic Development Corporation of the City of Lansing, Ninth Floor, City Hall, Lansing, Michigan. All aspects of the proposed Project Plan will be open for discussion at the public hearing. The City Council of the City of Lansing shall provide an opportunity for interested persons to be heard and shall receive and consider communications in writing with reference to the hearing. The hearing shall provide the fullest opportunity for expression of opinion, for argument on the merits, and for introduction of documentary evidence pertinent to the proposed Project Plan.

THEO FULTON,

Lansing City Clerk,
Lansing, Michigan.

Published; Posted; and Mailed to property owners of record within the Project District Area in accordance with Act 338 of the Public Acts of 1974, as amended.

By COMMITTEE ON PHYSICAL
DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council has made a decision based on the recommendations of the City Planning Department to Vacate the 800 Block of Drury Lane;

Now, Therefore, Be It Resolved by the Lansing City Council that Drury Lane, described as:

Beginning at the Northwest corner of Lot 17, thence North 50 feet to the

Southwest corner of Lot 28, thence East 264 feet to the Southeast corner of Lot 1, thence South 50 feet to the Northeast corner of Lot 16, thence West 264 feet to the point of beginning, Blocks 4 and 5, Handy Home Addition, Lansing, Michigan,

is hereby abandoned and Vacated;

Subject to:

For any and all purposes the right of ingress, and egress for the employees of the Board of Water and Light and the City of Lansing, the employees of Utilities either public or private, to use the land Vacated or so much as may be necessary for the reinstallation, maintenance, repair or removal of utilities.

A specific easement for the right of ingress and egress for the property owners at 1417 and 1501 Ballard St. from their property East to Ballard Street.

Future owners of property will be responsible for the cost of repairs on utilities.

Be It Finally Resolved, the City Clerk is hereby authorized and directed to record a certified copy of this resolution with the Register of Deeds, and shall also send a copy of the recorded resolution to the State Treasurer.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

Identification Sign
704 East Oakland

Whereas, Fjola S. Vanderburg has requested to construct an identification sign within the public right-of-way at 704 East Oakland Street for the purpose of identifying the building and proposed use of the building to the rear of the structure fronting on 704 East Oakland; and

Whereas, the Physical Development Committee has reviewed this request and recommends that one (1) identification sign be allowed, subject to the final location and the design and size of the sign being reviewed by the Physical Development Committee prior to placement;

Now, Therefore, Be It Resolved that the Council of the City of Lansing approves of one (1) identification sign within the public right-of-way for the purpose of identifying the structure and the use of the structure located to the rear of 704 East Oakland Street; and

Be It Further Resolved that the location, size and design of the proposed sign be submitted back to the Physical Development Committee of the City Council for

final approval prior to final placement of the sign; and further, that the owner secure a permit from the Building Department for the proposed sign.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing has been awarded an Urban Development Action Grant in the amount of 10.3 million dollars; and,

Whereas, the federal funds will be utilized for the construction of an exhibition/convention facility and the construction of this facility will require the services of an architectural firm for design purposes; and,

Whereas, the Staff U.D.A.G. Team after following an extensive process of interviewing has recommended to the Mayor, TMP Associates, as the architectural firm responsible for performing this task and the Mayor concurs with their recommendation; and

Now, Therefore, Be It Resolved that the Lansing City Council does concur with the Mayor's recommendation that TMP Associates be the architectural firm responsible for the design of the exhibition/convention facility.

Adopted by the following vote:

Yeas: Councilmen Adado, Gunther, Lindemann, McKane, Worthington—5.

Nays: Councilman Blair—1.

By WAYS AND MEANS COMMITTEE—

Resolved by the City Council of the City of Lansing:

That the following transfers be made:

\$ 225.00 from Reserve for Contingency
A/C 101-941-000-963

\$ 225.00 to Utilities—Mill Street
A/C 101-265-007-920

\$15,000.00 from Fund Balance
A/C 101-000-000-390

\$15,000.00 to Human Resources
Matching Funds
A/C 101-934-111-969

\$ 6,300.00 from Wages—Temporary Help
A/C 585-570-428-707

\$ 6,300.00 to Wages—Hourly
A/C 585-570-428-706

I hereby certify that this is a properly drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Approved:

JACK D. GUNTHER,
TERRY J. McKANE,
Ways and Means Committee.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON WAYS AND MEANS—

Resolved by the City Council of the City of Lansing:

That the following transfers be made:

\$3,200.00 from Estimated Revenues—
Soccer
A/C 101-000-000-651.34

800.00 from Reserve for Contingency
A/C 101-941-000-963

\$4,000.00 to Special Programs—
Recreation
A/C 101-725-500-882

I hereby certify that this is a properly drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Approved:

JACK D. GUNTHER,
TERRY J. McKANE,
Ways and Means Committee.

Adopted by the following vote:

Unanimously.

By COUNCILMAN ADADO—

Resolved by the City Council of the City of Lansing:

That Councilmen Belen and Brenke be excused from the session.

Carried.

REMARKS BY THE MAYOR'S EXECUTIVE ASSISTANT

No comments.

REMARKS BY THE CITY COUNCIL

By COUNCILMAN ADADO—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived for the purpose of presenting items that are not listed on the agenda.

Carried.

The following requests were presented for street closing for block parties:

R. L. Lang—Tulane Drive, September 1, 1980.

Robert C. Tynes—Gilford Circle, September 6, 1980.

Referred to Mayor, Committee on Public Property and Safety.

Letter from Governor William G. Milliken in regard to the Small Cities and Rural Areas Growth Conference to be held on August 21, 22, 1980, at Ferris State College, in Big Rapids, Michigan.

Referred to Committee of the Whole.

By COMMITTEE OF THE WHOLE—

RESOLUTION

Whereas, small business makes up over 90% of the operating businesses in the Lansing-East Lansing Region, and

Whereas, approximately 50% of the jobs and income in the Lansing-East Lansing Region are generated by our smaller enterprises, and

Whereas, small business is the fastest growing employment sector in the Lansing-East Lansing Region, and

Whereas, a considerable amount of the tax base of the Lansing-East Lansing Region is paid by small business and their employees, and

Whereas, the total number of small businesses in the Lansing-East Lansing Region continues to grow despite the overall state of the national economy, and

Whereas, the Small Business Council of the Lansing Regional Chamber of Commerce which was organized during the past three years, has established a wide range of specific, direct assistance services for small business, and

Whereas, these services include direct consultation and advisement to small business and individuals interested in establishing small businesses through the U.S. Small Business Administration Service Corps of Retired Executives (SCORE) and Active Corporate Executives (ACE) which are housed at the offices of the Lansing Regional Chamber of Commerce, Lansing Civic Center, and administered by the Lansing Regional Chamber, and

Whereas, the Lansing Regional Chamber of Commerce distributes over 100 different

small business assistance publications, and

Whereas, the Small Business Council of the Lansing Regional Chamber of Commerce provides regular small business seminars, workshops and forums, each on a monthly basis, to assist small business people in improving the operations of the businesses, and

Whereas, the Board of Directors of the Lansing Regional Chamber of Commerce in an effort to show the importance of small business to both the state and the region, has established August 24 through August 30, 1980, as the Small Business Assistance Week in the Lansing Regional Chamber of Commerce.

Now, Therefore, Be It Resolved that the East Lansing City Council recognizes the need to offer assistance programs to provide an improved economic, job and tax base for the City of East Lansing, and

Be It Further Resolved, that August 24 through August 30, 1980, is hereby declared Small Business Assistance Week in the City of East Lansing.

By COUNCILMAN WORTHINGTON—

That the resolution be amended as follows:

That in the last two (2) paragraphs delete the word "East" wherever it appears.

Carried.

The resolution as amended was adopted by the following vote:

Unanimously.

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

That the sewer easement for the Clemens Street area sewer separation from Glen J. Clements and Dorothea Jean Porter (Joint Tenants), Dorothy L. Porter (A single woman) (Vendee-Vendor) and Mildred R. Barnes (Vendor), which is described as follows:

The south 50 feet of Lot 47, parallel and adjacent to the south lot line and the GTWRR right of way, of Section 22, T4N, R2W, of City Park Subdivision,

be accepted,

And that the City Clerk be directed to have said Easement recorded with the Registrar of Deeds office.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

That the Quit Claim Deed from B. J. Maguire, Jr., trustee of the B. J. Maguire, Jr. Trust, which is a portion of Lot No. 7, Assessors Plat Number 13, described as:

Commencing at the N.W. corner of Lot No. 7 (which is the intersection of the East right of way line of Logan St. and the South line of Willow Street), thence East 10 ft. along said line of Willow St., thence southwesterly \pm 14.15 ft. to the east line of Logan St., thence N. 10 ft. to the point of beginning,

be accepted.

This property is required for the proposed intersection improvements, and,

That the City Clerk be directed to have said Deed recorded with the Registrar of Deeds office.

Adopted by the following vote:

Unanimously.

CORRECTED RESOLUTION

RESOLUTION APPROVING PROJECT

AREA AND APPOINTMENT OF

ADDITIONAL DIRECTORS (100 Block—Retail Project)

Minutes of a regular meeting of the City Council of the City of Lansing, Michigan, held at 7:00 o'clock p.m., Michigan Time, on August 4, 1980, at which the following members were present:

Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington; and the following were absent: None.

The following preamble and resolution were offered by Councilman Gunther and supported by Councilman Belen:

Whereas, there exists in the City of Lansing the need for programs to alleviate and prevent conditions of unemployment, to assist and retain local industries and commercial enterprises in order to strengthen and revitalize the City's economy and to encourage the location and expansion of commercial enterprises to provide needed services and facilities to the City and its residents; and

Whereas, the Economic Development Corporations Act, being Act No. 338, Public Acts of Michigan, 1974, as amended (the "Act") provides a means by which this purpose and intent may be accomplished; and

Whereas, Retail Associates of Michigan

Avenue has proposed the acquisition and construction of a new retail facility (the "Project") to alleviate the aforesaid conditions and provide needed services and the Project has been initiated by The Economic Development Corporation of the City of Lansing (hereinafter referred to as the "EDC"); and

Whereas, the EDC, in conformity with Act 338 of the Public Acts of 1974, as amended, has designated a project area and recommended a project district area for the Project to this City Council for its approval; and

Whereas, the Mayor of the City of Lansing has appointed two additional directors to the EDC Board who are representative of neighborhood residents or business interests which may be affected by the project.

Now, Therefore, Be It Resolved by this City Council of the City of Lansing, as follows:

1. The following project area, as designated by the EDC, be and is hereby certified as approved:

That portion of the 100 Block of Lansing as indicated on the attached diagram (labeled Exhibit A) as being the ground level site of the Retail Project, with property rights as shall be described with particularity in the Project Plan for such Project.

2. The appointment of _____ and _____ as additional directors of the EDC Board for the 100 Block—Retail Project is hereby ratified and confirmed.

3. The City Clerk be, and is hereby directed to provide a certified copy of this resolution to the Secretary of the Board of the Corporation.

Adopted:

Yeas: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington.

Nays: None.

Not Voting: None.

Absent: None.

STATE OF MICHIGAN }
COUNTY OF INGHAM } ss.

I hereby certify that the foregoing is a true and complete copy of the minutes of a regular meeting of the City Council of the City of Lansing, Counties of Ingham, Eaton and Clinton, Michigan, held on the 4th day of August, 1980, and that the said minutes are on file in the office of the City Clerk and are available to the public.

THEO FULTON,
City Clerk.

Dated: Augst 4, 1980.

Adopted by the following vote:

Unanimously.

CORRECTED RESOLUTION
RESOLUTION APPROVING PROJECT
AREA AND APPOINTMENT OF
ADDITIONAL DIRECTORS
(100 Block—Office Project)

Minutes of a regular meeting of the City Council of the City of Lansing, Michigan, held at 7:00 o'clock p.m., Michigan Time, on August 4, 1980, at which the following members were present:

Councilmen Adado, Blair, Brenke, Gunther, Lindemann, Worthington, Belen, McKane; and the following were absent: None.

The following preamble and resolution were offered by Councilman Gunther and supported by Councilman Worthington:

Whereas, there exists in the City of Lansing the need for programs to alleviate and prevent conditions of unemployment, to assist and retain local industries and commercial enterprises in order to strengthen and revitalize the City's economy and to encourage the location and expansion of commercial enterprises to provide needed services and facilities to the City and its residents; and

Whereas, the Economic Development Corporations Act, being Act No. 338, Public Acts of Michigan, 1974, as amended (the "Act") provides a means by which this purpose and intent may be accomplished; and

Whereas, Michigan Avenue Office Building has proposed the acquisition and construction of a new office facility (the "Project") to alleviate the aforesaid conditions and provide needed services and the Project has been initiated by The Economic Development Corporation of the City of Lansing (hereinafter referred to as the "EDC"); and

Whereas, the EDC, in conformity with Act 338 of the Public Acts of 1974, as amended, has designated a project area and recommended a project district area for the Project to this City Council for its approval; and

Whereas, the Mayor of the City of Lansing has appointed two additional directors to the EDC Board who are representative of neighborhood residents or business interests which may be affected by the project.

Now, Therefore, Be It Resolved by this City Council of the City of Lansing, as follows:

1. The following project area, as designed by the EDC, be and is hereby certified as approved:

That portion of the 100 Block of Lansing as indicated on the attached diagram (labeled Exhibit A) as being the ground level site of the Office Project, with property rights as shall be described with particularity in the Project Plan for such Project.

2. The appointment of _____ and _____ as additional directors of the EDC Board for the 100 Block—Office Project is hereby ratified and confirmed.

3. The City Clerk be, and is hereby directed to provide a certified copy of this resolution to the Secretary of the Board of the Corporation.

Adopted:

Yeas: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington.

Nays: None.

Not Voting: None.

Absent: None.

STATE OF MICHIGAN }
COUNTY OF INGHAM } ss.

I hereby certify that the foregoing is a true and complete copy of the minutes of a regular meeting of the City Council of the City of Lansing, Counties of Ingham, Eaton and Clinton, Michigan, held on the 4th day of August, 1980, and that the said minutes are on file in the office of the City Clerk and are available to the public.

THEO FULTON,
City Clerk.

Dated: August 4, 1980.

Adopted by the following vote:

Unanimously.

CORRECTED RESOLUTION
RESOLUTION APPROVING PROJECT
AREA AND APPOINTMENT OF
ADDITIONAL DIRECTORS
(100 Block—Hotel Project)

Minutes of a regular meeting of the City Council of the City of Lansing, Michigan, held at 7:00 o'clock p.m., Michigan Time, on August 4, 1980, at which the following members were present:

Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington; and the following were absent: None.

The following preamble and resolution were offered by Councilman Gunther and supported by Councilman Belen:

Whereas, there exists in the City of Lansing the need for programs to alleviate and prevent conditions of unemployment, to assist and retain local industries and commercial enterprises in order to strengthen and revitalize the City's economy and to encourage the location and expansion of commercial enterprises to provide needed services and facilities to the City and its residents; and

Whereas, the Economic Development Corporations Act, being Act No. 338, Public Acts of Michigan, 1974, as amended (the "Act") provides a means by which this purpose and intent may be accomplished; and

Whereas, One Michigan Avenue Associates has proposed the acquisition and construction of a new hotel facility (the "Project") to alleviate the aforesaid conditions and provide needed services and the Project has been initiated by The Economic Development Corporation of the City of Lansing (hereinafter referred to as the "EDC"); and

Whereas, the EDC, in conformity with Act 338 of the Public Acts of 1974, as amended, has designated a project area and recommended a project district area for the Project to this City Council for its approval; and

Whereas, the Mayor of the City of Lansing has appointed two additional directors to the EDC Board who are representative of neighborhood residents or business interests which may be affected by the project.

Now, Therefore, Be It Resolved by this City Council of the City of Lansing, as follows:

1. The following project area, as designated by the EDC, be and is hereby certified as approved:

That portion of the 100 Block of Lansing as indicated on the attached diagram (labeled Exhibit A) as being the ground level site of the Hotel Project, with property rights as shall be described with particularity in the Project Plan for such Project.

2. The appointment of _____ and _____ as additional directors of the EDC Board for the 100 Block—Hotel Project is hereby ratified and confirmed.

3. The City Clerk be, and is hereby directed to provide a certified copy of this resolution to the Secretary of the Board of the Corporation.

Adopted:

Yeas: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington.

Nays: None.

Not Voting: None.

Absent: None.

STATE OF MICHIGAN }
COUNTY OF INGHAM } ss.

I hereby certify that the foregoing is a true and complete copy of the minutes of a regular meeting of the City Council of the City of Lansing, Counties of Ingham, Eaton and Clinton, Michigan, held on the 4th day of August, 1980, and that the said minutes are on file in the office of the City Clerk and are available to the public.

THEO FULTON,
City Clerk.

Dated: August 4, 1980.

Adopted by the following vote:

Unanimously.

CORRECTED RESOLUTION RESOLUTION APPROVING PROJECT AREA AND APPOINTMENT OF ADDITIONAL DIRECTORS (100 Block—Parking Project)

Minutes of a regular meeting of the City Council of the City of Lansing, Michigan, held at 7:00 o'clock p.m., Michigan Time, on August 4, 1980, at which the following members were present:

Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington; and the following were absent: None.

The following preamble and resolution were offered by Councilman Gunther and supported by Councilman Belen:

Whereas, there exists in the City of Lansing the need for programs to alleviate and prevent conditions of unemployment, to assist and retain local industries and commercial enterprises in order to strengthen and revitalize the City's economy and to encourage the location and expansion of commercial enterprises to provide needed services and facilities to the City and its residents; and

Whereas, the Economic Development Corporations Act, being Act No. 338, Public Acts of Michigan, 1974, as amended (the "Act") provides a means by which this purpose and intent may be accomplished; and

Whereas, Stok Corporation has proposed the acquisition, clearing and subsequent construction of a parking and office facility (the "Project") on the Poxson Building site

to alleviate the aforesaid conditions and provide needed services and the Project has been initiated by The Economic Development Corporation of the City of Lansing (hereinafter referred to as the "EDC"); and

Whereas, the EDC, in conformity with Act 338 of the Public Acts of 1974, as amended, has designated a project area and recommended a project district area for the Project to this City Council for its approval; and

Whereas, the Mayor of the City of Lansing has appointed two additional directors to the EDC Board who are representative of neighborhood residents or business interests which may be affected by this project.

Now, Therefore, Be It Resolved by this City Council of the City of Lansing, as follows:

1. The following project area, as designated by the EDC, be and is hereby certified as approved:

The present site of the Poxson Building which site is bounded by the Grand River on the East, Michigan Avenue on the North, Grand Avenue on the West and the South Grand Parking Ramp on the South.

2. The appointment of _____ and _____ as additional directors of the EDC Board for the 100 Block—Parking Project is hereby ratified and confirmed.

3. The City Clerk be, and is hereby directed to provide a certified copy of this resolution to the Secretary of the Board of the Corporation.

Adopted:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington.

Nays: Councilman Blair.

Not Voting: None.

Absent: None.

STATE OF MICHIGAN }
COUNTY OF INGHAM } ss.

I hereby certify that the foregoing is a true and complete copy of the minutes of a regular meeting of the City Council of the City of Lansing, Counties of Ingham, Eaton and Clinton, Michigan, held on the 4th day of August, 1980, and that the said minutes are on file in the office of the City Clerk and are available to the public.

THEO FULTON,
City Clerk.

Dated: August 4, 1980.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nays: Councilman Blair—1.

By COUNCILMAN BLAIR—

That this meeting stand adjourned.

Carried.

Council adjourned at 8:00 p.m.

RITA BAUMAN,
Deputy City Clerk.

Lansing, Michigan

August 18, 1980

B

CITY CLERK'S OFFICE

Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE

**U. S. POSTAGE
PAID**

Permit No. 1461
Lansing, Michigan

631

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, August 25, 1980

CITY COUNCIL ROOMS

Lansing, Michigan

August 25, 1980

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by President Adado.

Present: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, Worthington—7.

Absent: Councilman McKane—1.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Gunther.

Pledge of Allegiance was led by Marine Corps Honor Guard.

By **COUNCILMAN GUNTHER—**

Resolved by the City Council of the City of Lansing:

That the rules of the City Council be waived for the purpose of having a special presentation made in connection with Riverfest '80.

Mr. Gunther at this time introduced Ed Lewis who spoke in regard to Riverfest '80 and then presented the "Mike Motz Collection Band" consisting of Mike Motz, Rich Canfield, George Lilly and Don Langworthy who then sang the "Official Riverfest Song."

The members of the City Council and the Mayor were presented with a framed copy of the song along with a tape recording of same.

**THE PUBLIC MAY NOW ADDRESS
THE CITY COUNCIL ON NON-AGENDA
ITEMS. YOU MAY SPEAK ONLY FOR
3 MINUTES ON ANY ONE ITEM.**

Robert Vogul, representing the Capitol City Lodge No. 1 for the Fraternal Order of Police, spoke in regard to contract.

Mary Little, 419 N. Pine St., spoke on behalf of the newly organized "Downtown

Neighborhood Association" on their goals, policies, etc. She also spoke in regard to the Mental Health Clinic on Shiawassee St.

Merle Lemon, 1803 Linval St., spoke in regard to letters regarding Marvin Ray, and also the transportation of city vehicles.

Ed. Jackson, representing the Mid-Michigan Chapter of Architects, spoke on architectural services for the City of Lansing.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

AUTOMOBILE WRECKER—

John's Mobil Station.

RUBBISH HAULER—

Veronica Lewis.

THEATER—

Cinema X and New Art.

AMUSEMENT LICENSE—

Carnival in connection with Riverfest '80.

Referred to Committee on General Services.

Summons filed in Circuit Court by Department of Labor of the State of Michigan and C. Patrick Babcock, Director, Michigan Department of Labor vs. The City of Lansing in regard to compensation for certain fire fighters.

Referred to Mayor, City Attorney.

Claims filed by:

Helen L. Stark on behalf of Gary Howard for damage to his automobile due to tree limb that fell on the car during tree trimming.

Dana Dreidell for damage to her automobile due to tree.

Claims filed in connection with damages done to articles in basements due to faulty pumps at the pumping station on Pendleton Drive and sewer backup in basements.

Richard G. Russel.

Mrs. John Hall.

James E. Sherry.

Mr. and Mrs. Pete Spagnuolo.

Referred to Mayor, City Attorney.

Petition filed for rezoning:

Z-30-80—

The North 65 ft. of Lot 1 Neering Subd. and all that part of the South $\frac{1}{2}$ of the South $\frac{1}{2}$ of the Northwest $\frac{1}{4}$, Section 4, T4N, R2W, City of Lansing, lying east of Turner Street except the South 34 rods thereof, City of Lansing, Ingham County, Michigan, from "A" One Family Residential District to "G-2" Wholesale District—(3024 N. Turner St.).

Referred to Mayor, Planning Board.

Petitions signed and filed by 477 City Employees requesting change concerning holidays (Christmas and New Years).

Referred to Mayor.

Request from Capital City Chapter No. 8 of the Disabled American Veterans of Lansing for permission to sell poppies and forget-me-nots on the streets—September 26, 27, 1980.

Referred to Mayor, Committee on Public Property and Safety.

Letter from Kathleen Pearsall, representing the Lansing Branch of Divine Light Mission, requesting permission to hold a program August 28 and September 4, 1980, in the Washington Mall introducing Guru Maharaj Ji, and the knowledge he reveals.

By COUNCILMAN LINDEMANN—

That permission be granted and that the proper departments signatures be obtained.

Carried.

Requests filed for closing of certain streets for block parties:

Terry R. Massner—Crocus St., September 13, 1980.

Referred to Committee on Public Property and Safety, Mayor.

Karen Williams—200 block Rosamond St., August 31, 1980.

By COUNCILMAN LINDEMAN—

That permission be granted along with proper departments signatures.

Carried.

Claudia Ruehle—Berwick St., September 7, 1980.

Referred to Mayor, Committee on Public Property and Safety.

Liquor Control Commission submits request from Sua, Inc., for transfer of ownership of 1978 Class "C" license from Richard J. Abood. Transfer of location from escrow at 309 N. Washington Avenue to 3121 East Grand River Avenue and transfer classification from Class "C" to "B-Hotel."

Referred to Mayor, Committee on General Services.

Edward W. Kane submits application for an Industrial Facilities District for property at 2301 Raymond Drive.

Referred to Mayor, Economic Development Corporation.

Capitol Park Motor Hotel files application for a Commercial Redevelopment District for property at 500 S. Capitol Avenue.

Referred to Mayor, Economic Development Corporation.

Marvin F. Fouty submits notice that the Edgewood Glenn Plat has had approval of the Ingham County Drain Commissioner.

Received and placed on file with copy to Planning Department.

Letter from David J. Anderson, representing Lori Sparkes and Rick Garlock, concerning property at 600 West Hodge Avenue that has been assessed for cleaning of debris.

Referred to Mayor.

Michigan Municipal League submits notice of a Safety Training program to be held during September, October and November at various places.

Referred to Mayor.

Letter from Lester Turner which was sent to Director of Redevelopment and Emerson Ohl requesting certain information concerning "Capitol Commons" project.

Referred to Mayor.

State of Michigan, Department of Natural Resources submits application for Flood Plain Permits for:

Parkside Company.

Mr. Wayne McGee.

Received and placed on file.

Arthur Irish submits Final Plat of Irish Gardens.

Referred to Mayor, Planning Board.

MAYOR COMMENTS ON ANY ITEM ON THE AGENDA

The Mayor read letters 4 d and e in regard to Marvin Ray.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING ITEMS LISTED ON THE AGENDA: COMMUNICATIONS AND PETITIONS, COMMITTEE REPORTS, REPORTS OF CITY OFFICERS AND BOARDS AND RESOLUTIONS. YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

Ruth King, 1507 N. High Street, spoke in regard to Mayor's letters on Marvin Ray.

REPORTS OF COMMITTEES

The COMMITTEE ON GENERAL SERVICES approves the following applications and bonds for licenses:

AUTOMOBILE WRECKER—

John's Mobil Station.

RUBBISH HAULER—

Veronica Lewis.

THEATERS—

Cinema X and New Art.

AMUSEMENT LICENSE—

Carnival in connection with Riverfest '80.

Signed:

WILLIAM A. BRENKE,
LOUIS F. ADADO,
Committee on General
Services.

By COUNCILMAN BRENKE—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred the rezoning petition Z-21-80 for property at 6500 Amwood St. from "A" One Family Residential, "B" One Family Residential and "F" Commercial Districts to "D-1" Professional Office District, reports as follows:

That said rezoning be approved.

Signed:

SIDNEY P. WORTHINGTON,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Physical
Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred the rezoning petition Z-22-80 for property at 227 N. Pine Street from "D" Apartment District to "D-1" Professional Office District, reports as follows:

That said rezoning be approved.

Signed:

SIDNEY P. WORTHINGTON,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Physical
Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred the rezoning petition Z-23-80 for property at 3021 N. Turner Street from "A" One Family Residential District to "B" One Family Residential District, reports as follows:

That said rezoning be approved.

Signed:

SIDNEY P. WORTHINGTON,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Physical
Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred the rezoning petition Z-24-80 for property at 314 N. Walnut Street from "D" Apartment District to "D-1" Professional Office District, reports as follows:

That said rezoning be approved.

Signed:

SIDNEY P. WORTHINGTON,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Physical
Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred the rezoning petition Z-14-80 for property at 1630 S. Cedar Street from "C" Two Family Residential District to "F" Commercial and "J" Parking Districts, reports as follows:

That said rezoning be approved.

Signed:

SIDNEY P. WORTHINGTON,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Physical
Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

August 18, 1980

President Louis Adado and
Members of the City Council

Re: Claim of Gloria M. Sigourney in
the amount of \$186.78

Dear President Adado and
Members of City Council:

On June 19, 1980 the claimant submitted a letter requesting reimbursement in the amount of \$186.78 for damages sustained to her motor vehicle as the result of striking a pothole during the week of May 12, 1980 while traveling home on South Cedar Street.

Information received from the Public Service Department discloses no reports made regarding potholes on South Cedar Street for the month of May. It is that Department's supposition that if in fact such a hole existed, that it was repaired by a roving pothole crew.

Michigan's No Fault Act, MCLA 500.3135; MSA 24.13135 et seq. abolishes "... tort liability arising from the ownership, maintenance or use within this state of a motor vehicle with respect to which the security required by subsections (3) and (4) of section 30101 was in effect. . . ." MCLA 500.3135(2); MSA 4.13135(2). The recent Court of Appeals decision entitled *Citizens Insurance Company of America, et al v. Donald Tuttle*, decided April 21, 1980, Docket No. 78-4737 concluded that Michigan's No Fault Act requires a plaintiff whose motor vehicle is involved in a property damage accident to look solely to their insurance carrier for property damage recovery. An amendment to the No Fault Act effective on July 1, 1980 allows an automobile owner to sue for property damage up to the sum of \$400.00 for damages sustained on or after July 1, 1980. In this particular instance that amendment has no bearing to the case at hand.

This office also notes that the governmental immunity statute would afford some protection to the City of Lansing since it did not receive notice of the pothole within thirty days prior to the occurrence of the accident.

Based on the foregoing, it is the opinion of this office that the City of Lansing is not responsible for the property damage sustained by the claimant and it is the recommendation of this office that the claim be denied.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN GUNTHER—

That we concur in the recommendation of the City Attorney and said claim be denied.

Carried.

August 21, 1980

President Louis Adado and
Members of the Lansing City Council

Re: Suit by State of Michigan vs. City
of Lansing for Firemen's overtime

Dear Council Members:

Please be advised that this office has been informed by the office of the Attorney General for the State of Michigan that the Attorney General's office is filing suit against the City of Lansing to require the payment to certain Lansing city firemen of overtime wages allegedly earned during the period from June 24, 1976 to January 3, 1979.

As some of you may recall on June 24, 1976 the United States Supreme Court rendered its decision in the case of *National League of Cities Vs. Usury*, 426 US 833 (1976). In essence, that decision held that the requirement by the United States Fair Labor Standards Act that municipalities pay overtime wages to employees engaged in fire prevention exceeded the Constitutional authority of the United States Government and was invalid. At that time, although the State of Michigan had a Fair Labor Standards Act, the Act specifically excluded from its coverage fire fighters and other personnel dealt with specifically in the United States Fair Labor Standards Act. Based upon that decision the City of Lansing and numerous other cities throughout the State of Michigan stopped paying overtime wages to fire fighters. The payment of such overtime was not resumed by the City of Lansing until January 3, 1979 when Act No. 604 of the Public Acts of 1978 became effective amending the State Fair Labor standards Act to specifically include fire fighters within its coverage. The State Attorney General, however, has issued an opinion that the State Fair Labor Standards Act, as it existed before January 3, 1979 incorporated the requirement of the Federal Fair Labor Standards Act that firemen be paid overtime wages by excluding fire fighters from its coverage, reference by virtue of the fact that in it referred specifically to the section of the Federal Fair Labor Standards Act which required overtime payment for firemen. It is on the basis of the Attorney General's opinion that the State is demanding that the City of Lansing pay back overtime to firemen employed by the City of Lansing in the above mentioned time period. The validity of the State's claim based upon the Attorney General's opinion was extensively examined on behalf of the City of Lansing by its special labor counsel, Miller, Johnson, Snell and Cummiskey several years ago when the City of Lansing was considering filing a suit against the State of Michigan to seek reimbursement for its annual firemen's overtime payment (in excess of \$100,000.00) based upon the Headley Amendment. At that time it was the opinion of Miller, Johnson, Snell and Cummiskey that the State's decision in the matter was suspect that that the City should consider filing a lawsuit against the State to recover those amounts. For various reasons, the City of Lansing decided not to file that lawsuit.

Many of the same legal arguments and much of the same legal research is applicable to the instant matter. Additionally, it is the opinion of this office as well as that of Miller, Johnson, Snell and Cum-

miskey that the City's position that it was not required to pay overtime wages subsequent to the Usery opinion and until the State Fair Labor Standards Act was amended on January 3 of 1979 is a proper one. Therefore, it is the recommendation of this office that the City of Lansing should resist legal action by the State of Michigan to force the City to pay such overtime and, because the State of Michigan has elected to institute this action, should also seek a judicial determination of whether the State of Michigan is required to reimburse the City of Lansing for overtime payments mandated by law since January 3, 1979.

It is additionally the recommendation of this office that the law firm of Miller, Johnson, Snell and Cummiskey be authorized to represent the City of Lansing in this action. The reason for recommending that Miller, Johnson, Snell and Cummiskey be utilized in this matter is firstly that the law firm has actually conducted and been reimbursed for the bulk of legal research which will be necessary to conduct the City's defenses in this matter when it was requested by the City to study the possibilities of the City's filing a suit pursuant to the Headley Amendment. Additionally, the law firm of Miller, Johnson, Snell and Cummiskey should be utilized because this matter is related intimately to the City's collective bargaining agreement with the Lansing Firefighters as it relates to payment of overtime and therefore should be coordinated with those concerns.

Because much of the work necessary to prepare for this lawsuit has already been completed by Miller, Johnson and paid for prior to this time and because adequate funds for payment for additional services in connection with this matter remain in existing fund accounts, no appropriation will be necessary to utilize Miller, Johnson services in this matter. As it is important in protecting the City's interest to take quick action in responding to the initiatives of the State of Michigan in this matter, I also request that the City Council approve utilization of Miller, Johnson, Snell and Cummiskey to represent the City in this matter at its earliest convenience subject to City Council's policy regarding hiring professional services.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BELEN—

That we concur in the recommendation of the City Attorney.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, Worthington—6.

Nays: Councilman Blair—1.

August 15, 1980

Honorable Louis Adado,
President, City Council

City of Lansing

Lansing, Michigan 48938

Dear Mr. Adado:

On behalf of the Board of Ethics of the City of Lansing, organized under the Charter of the City of Lansing, I am transmitting to the City Council a proposed city ordinance which would regulate or prohibit certain conflicts of interest by officials and employees of the City of Lansing.

This transmittal is a response to the City Council when, in organizing the Board of Ethics and appointing the members thereof, the City Council requested our assistance in suggesting the possibility of such an ordinance.

The Board of Ethics will be pleased to assist in any way possible in answering questions or providing information on this proposed ordinance.

Sincerely,

JOHN T. TURNQUIST,
Chairman,
Board of Ethics.

Referred to Committee on General Services.

August 18, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan

Dear Council President and Members:

In response to your Resolution of July 7, 1980, which directed the Chief of Internal Audit to investigate any and all financial transactions involving City accounts related to the employment of Mr. Marvin S. Ray in the Lansing Parks and Recreation Department, we submit the attached report.

Since no specific time periods were set as parameters, the entire span of Mr. Ray's employment was considered. The opinions stated in this audit are supported by documentation and personal interviews now existing in the Marvin Ray file. The conclusions of this audit are based upon all of the documentation provided to Internal Audit to the date of this report.

The Lansing City Council must realize that audit conclusions are opinions based on the interpretation of the facts determined during the audit. It is pointed out that if the Mayor possesses an interpretation of the facts different from that of

Internal Audit, he has the option of taking the complete evidence compiled during this audit to the City Attorney and file a suit based on his interpretations or file charges against Mr. Ray with the Prosecuting Attorney.

Respectfully submitted,

LOUIS S. KLIMECKY,
Chief of Internal Audit.

Referred to Committee of the Whole.

DATE: 8/19/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Director of Building Safety and Development Re: Tall Grass and Weed Assessment

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

By COUNCILMAN LINDEMANN—

That we concur in the recommendation of the Mayor and said assessments be placed on the December tax roll.

Carried.

August 21, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

Due to the sudden death of Richard Lilly a vacancy has been created on the Police Board. To fill this position, I am submitting to you for your consideration and confirmation the name of Florence E. Fraser, to serve on said Board until June 30, 1982.

Ms. Fraser is a resident of the City of Lansing residing at 2725 Geert Court.

Trusting this recommendation meets with your approval, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 8/21/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group Re: Spadfore Distribution Application for Commercial Facilities Exemption Certificate

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

August 24, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

On July 7, 1980, you approved a resolution sponsored by Councilman Terry McKane, which reads as follows:

"That the Chief of Internal Audit is hereby directed to investigate any and all financial transactions involving City accounts related to the employment of Mr. Marvin Ray in the Lansing Parks and Recreation Department, and to report all findings as soon as possible to City Council, with copies of said report for the Mayor and City Clerk." (emphasis added)

On July 9, 1980, my office received a communication, signed by Louis S. Klimecky, Internal Auditor, requesting certain informations after he advised that "all summary payroll records located for Mr. Ray's employment (September 21, 1967-July 8, 1979) appear to have been processed according to normal procedures." (emphasis added) Either they are, or they are not, but to assume in an audit is unfortunate.

The aforementioned communication further stated, and I quote:

"Since the retention of original payroll documentation lies within the responsibility of the Finance Director with final authority with you, any and all records, reports, summaries, minutes and other documents concerning the employment of Mr. Marvin Ray. This would include any and all records that would either show any irregularities involving Mr. Ray and any records, reports, etc. which would absolve Mr. Ray from any charge of irregularities during his period of employment.

"Since no City records concerning this

case will be made public without the approval of the City Attorney, the Council President and the Council Vice-President, and since the Internal Auditor, by Charter, is privy to all City records, there should be no concern for confidentiality." (emphasis added)

On July 22, 1980, I forwarded a communication to various department heads advising of your resolution, and the letter addressed to me by the Internal Auditor, directing that said department heads comply with the resolution and request for information. The Internal Auditor received a copy. (see Attachment A)

On July 22, 1980, I forwarded the following to the Internal Auditor:

- A copy of record notes of a meeting of the then Mayor, plus several other persons, date of December 3, 1968;

- A copy of a communication from a Parks Department employee, J. J. Des-Rocher, date of May 20, 1971;

- A copy of employment records, including December 1970, the week of February 1, 1971, the years of 1975 through 1978, and the first six months of 1979;

- A copy of the Yearly Earnings Report for 1976, a month total for 1977, and copies of various Weekly Time Cards, etc.;

- A copy of a communication from Douglas Finley to myself date of May 13, 1980; (see Attachment B)

- A copy of a communication from Douglas Finley to the Internal Auditor, date of July 13, 1980.

On July 31, 1980, I forwarded a communication to the Internal Auditor, attached to which were:

- Salary level of \$4.39 per hour for contract employee, date of July 1, 1972;

- Salary level of \$4.57 per hour for contract employee, date of April 7, 1977 ("temporary/indefinite nature");

- Employee's Withholding Allowance Certificate, date of July 25, 1975;

- Change of Status Notice, Supervisor III-B East Side Center @ \$4.57 per hour to \$5.29 per hour, date of November 17, 1976; and

- Termination Notice, date of July 18, 1979, effective July 8, 1979 (resignation). (see Attachment C)

On August 7, 1980, I forwarded to the Internal Auditor a newspaper clipping date of April 12, 1980, which referred to action by the Board of Ethics of the State of Michigan advising of Mr. Ray's conflict of interest, resulting from his providing of a State contract to Lansing Community College AND THEN working under that same contract at the College at a salary

level of approximately \$15.00 per hour. I requested that the Internal Auditor determine conflicting employment hours, since Mr. Ray was teaching evenings at Community College and working evenings at the East Side Drop In Center. (see Attachment D)

On August 18, 1980, I forwarded to the Internal Auditor a copy of the decision of the Board of Ethics of the State of Michigan and advised of the "unethical behavior" section of the report and to Mr. Ray's employment at Lansing Community College and extremely poor attendance record of Board of Water and Light meetings. (see Attachment E)

In the meantime, the Controller's Office was at work securing time cards of Mr. Ray, preparing financial spread sheets regarding his City employment, etc., and my office was attempting to secure other informations for the Internal Auditor. THE INTERNAL AUDITOR DID NOT EVEN REQUEST A MEETING WITH THE CITY CONTROLLER REGARDING ANY CITY FINANCIAL RECORDS!! NOR, DID THE INTERNAL AUDITOR EVER REQUEST TIME CARDS TO BE PULLED.

BEFORE SOME OF THE FOREMENTIONED COMMUNICATIONS WERE EVEN IN THE HANDS OF THE INTERNAL AUDITOR, BEFORE ALL OF THE TIME CARDS IN QUESTION WERE RETRIEVED FROM FILES AND STORAGE, APPROXIMATELY THREE WEEKS BEFORE THE CITY CONTROLLER COULD PROVIDE SPREAD SHEETS REGARDING THE MATTER, BEFORE MR. RAY'S TEACHING SCHEDULE WAS RECEIVED BY THE CITY, ON THE SAME DAY STATE RECORDS DEALING WITH MR. RAY'S OUT-OF-CITY DATES, SICK-LEAVE DATES WERE RECEIVED, AND CONTRARY TO MY CONVERSA-

TION WITH THE INTERNAL AUDITOR THAT WE PERSONALLY MEET IN MY OFFICE ON A FRIDAY IN TWO OR THREE WEEKS TO REVIEW INFORMATION, AND CONTRARY TO CITY COUNCIL RESOLUTION THAT HE REVIEW "ANY AND ALL FINANCIAL TRANSACTIONS," AND CONTRARY TO HIS OWN COMMUNICATION THAT "NO CITY RECORDS CONCERNING THIS CASE WILL BE MADE PUBLIC WITHOUT THE APPROVAL OF THE CITY ATTORNEY, THE COUNCIL PRESIDENT AND THE COUNCIL VICE-PRESIDENT . . .". A STORY APPEARED IN THE STATE JOURNAL, date of August 1, 1980, informing that a "source" had stated that the Internal Auditor "apparently clears Ray of any wrong-doing"—this being after the Internal Auditor audited Mr. Ray's time cards!!

Following the aforementioned, I asked the Internal Auditor about the "source." His reply was that it wasn't himself or Councilman Adado—it was Councilman McKane. I have no qualms about a reporter using a "source" for a story—I do have qualms, however, about a story being leaked by any official before the "audit"

was even near being finalized, and for breaking faith with those departmental people who were seriously attempting to present all information possible, upon which to make a decision.

Then, on August 18, 1980, the Internal Auditor provided you with his "audit" and conclusions. Same was released the next day, Tuesday, August 19. **I KNOW AND YOU KNOW THAT AN OFFICIAL AUDIT CANNOT BE DONE WITHOUT HAVING ALL THE INFORMATIONS AVAILABLE**—no small piece is the whole, or total. Yet, MINUS all the time cards and the financial spread sheets, from the City Controller, which my office only received at 4:30 p.m., on Wednesday, August 20, the Internal Auditor infers "all is well." He received very, very, very limited materials from the departments, because of the time elements required to secure and analyze such materials, but he declared the audit completed!! Strange, isn't it? That type of "audit" begs for credibility. I ask, how can an audit be completed without the financial records being available? Why the "game" playing?

Regarding the so-called "audit," the Internal Auditor refers to what he calls "five vague allegations . . . by Mayor Gerald W. Graves AS REPORTED BY THE MEDIA"!! I simply ask—why didn't he just take the elevator up to my office, or pick-up the telephone, and discuss the matter with me personally?

He advises that "compensatory time" was interchangeably used with "vacation time." Contract employees are paid, according to contract (in writing), on a per hour basis. On what basis does a contract employee receive "compensatory time," especially when only one of the time cards, date of October 10, 1976, analyzed by the Controller and my staff, shows a record of "compensatory time" earned? That was for one-half hour.

He advises that Mr. Ray worked more hours than he was paid for—where is this time card record? The Controller's records show Mr. Ray was paid for hours recorded, and more—he received "snow pay," for example, when he couldn't and didn't work—he received "vacation pay," contrary to the 1968 Personnel Rules of the City of Lansing. These matters, have been verified by the City Controller. The Internal Auditor justifies "vacation pay" by saying ". . . may have been eligible for vacation pay." A contract employee is simply not eligible and the 1968 Personnel Rules of the City of Lansing are very specific regarding this.

And, on and on it goes.

For example, the Internal Auditor's report (See Audit Report)—justifies the changing of working hours by a letter dated June 19, 1980, for matters which took place two and four years previously!! Where is the letter of permission from 1976, etc.? Or, is this a clear-cut "after the fact" approach only?

In his publicity, The State Journal, date of Saturday, August 23, 1980, states, "Klimecky said he did not concern himself too much with Ray's Board of Water and Light attendance record because it had nothing to do with the audit. His staff not only sought such information, according to Board of Water and Light personnel, BUT APPROXIMATELY SIX HOURS AFTER THE REPORT WAS "RELEASED" THIS PAST WEEK, A STAFF MEMBER OF THE OFFICE OF INTERNAL AUDIT WAS BACK AT THE BOARD OF WATER AND LIGHT SEEKING ADDITIONAL INFORMATION. Why? Yes, why? Especially since the so-called "audit" was supposedly completed.

I can tell you that the Internal Auditor should have truly paid attention to the attendance records of the Board of Water and Light. He would have discovered, as we did at 1:30 p.m., this past Friday—which was four days after the Internal Auditor completed his "audit"—that:

—On one occasion, Mr. Ray attended an American Public Power Association Conference in ANOTHER COUNTRY AND AT CITY EXPENSE;

—His co-worker, who signed the letter dated June 19, 1980, earlier mentioned, also, signed Mr. Ray's time card for the five days he was out of the country, making him eligible for 25.5 hours of pay!!

—State records do NOT show time taken off by Mr. Ray from his State job.

Mr. Ray signed a contract for a specific amount of pay per hour—Am I to believe that he was unaware of the aforementioned? Did it not seem strange that he was paid for twice as many hours as he worked during that pay period?

How can a person be on a five day trip, out of the country, representing the Board of Water and Light, AND STILL COLLECT GENERAL FUND MONEY FOR WORKING AT THE EAST SIDE CENTER HERE IN LANSING? How can a person be out of the country, on other than State business, and still collect salary for working for the State of Michigan?

We are dealing with tax dollars, NOT SOMEBODY'S PRIVATE SLUSH FUND.

Why didn't the Internal Auditor discover this obvious hoax? Or, did he, and decide "all is well"?

The so-called "audit" by the Internal Auditor IS WORSE THAN THE ONE YOU ORDERED REGARDING TRANSFERS OF FUNDS BY THE BUDGET DIRECTOR. Then, when the facts were in, City Council had to, by resolution of September 10, 1979, not only publicly apologize to the individual concerned but admit the Internal Auditor erred.

The so-called "audit" by the Internal Auditor IS WORSE THAN THE ONE YOU ORDERED REGARDING POSTING OF

JOBS. Then, when the facts were in, you had to shamefully file the reply.

Let me make one additional point regarding the report on Mr. Ray. In my opinion, the \$1,300 which is clearly owing to the City is not the major problem I have with Mr. Ray. The problem is one of propriety, of integrity, and of unethical conduct.

The tax paying community deserves better.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

August 21, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

Attached please find a report completed by my office regarding the activities of Mr. Marvin Ray, 2100 W. Hillsdale.

I believe this report was an unnecessary expenditure of staff time only brought about because of Council's refusal to recognize that the power of appointment is given to the Mayor. I have submitted to you two highly qualified candidates for the Board of Water and Light position. The first of those candidates recognized that he did not wish to deal with the whimsy and pettiness to which previous Board appointments have been subjected, and he requested his nomination be withdrawn. Mr. Jones awaits your consideration, and no member of this Council has found Mr. Jones unfit to serve on the Board of Water and Light. I would request your immediate action to confirm the man whose nomination is before you, and has been before you for three months.

Frankly, this report was not a priority of my office. My time and my staff's time have been devoted to other demands of the City which will accrue to the long-term benefit of us all. I believe in using staff time for productive purposes, such as downtown development, the Diamond Reo redevelopment, unemployment problems, City financial matters, etc. I fail to see why a certain member or members of City Council demanded a rush, rush on such a report which has no relevance whatsoever to current City business or the Board appointment now before you.

Further, Board of Water and Light members and staff have previously indicated to City Council that adverse publicity such as this entire situation brings to the Board is reviewed by the rating agencies which

determine rates for Board of Water and Light bonds. The question of stability of the Board is reflected in lower bond ratings and therefore higher interest rates in Board of Water and Light bonds—which is translated into higher electric and water bills our citizens pay.

I also wish to point out to City Council that my decision to not re-nominate Mr. Ray to the Board of Water and Light was to be made without any additional comment. Because City Council and the local media have demanded a full accounting of this subject. I am presenting to you a report which challenges the integrity of a person of previously high-standing reputation in this community. Now that these questionable activities and time-accountings have been brought forth, I would recommend that City Council present these items to Mr. Ray and ask him to provide a detailed and comprehensive explanation to the 70 or so dates in question. A list of specific questions which might be asked of Mr. Ray is presented for your consideration. I believe that officials of the State of Michigan might well also study this report in regard to Mr. Ray's employment with the State.

This is not presented as a response to the so-called "audit" released Tuesday morning by the Internal Auditor. A separate response will be forthcoming on that document. I will only comment at this time that any piece of any puzzle may appear innocent enough standing alone, but when assembled, the puzzle may present an entirely different picture. It is highly unfortunate that the Internal Auditor did not find time for a meeting with me, as I had suggested to him to discuss this matter. Neither did the Internal Auditor meet with the City Controller, research State records, Board of Water and Light records, and Community College records in order to bring the pieces together. I would at this time recommend that the Internal Auditor request from the State of Michigan records from 1975 to clarify any questions from that year itemized in this report.

City Council should also seek a determination as to whether criminal fraud exists within these areas, or whether there is a higher or lesser degree of impropriety. City Council should consider whether records of those other individuals involved at the Eastside Drop-In Center should be assembled to determine whether those also reflect inconsistencies.

Finally, I would suggest that City Council review its own methods of confirming board appointments, for such game-playing by the Council with the names and reputations of many fine citizens of our community is a disservice to those persons willing to serve on boards, and disservice to the community by denying those individuals qualified an opportunity to serve.

I am prepared to discuss this report with you at your convenience.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

RESOLUTIONS

By PHYSICAL DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, the Honorable Mayor Gerald W. Graves appointed Gordon Cornwell as a member of the Lansing Planning Board on June 18, 1973; and

Whereas, Gordon Cornwell also became the Planning Board representative to the Board of Zoning Appeals on June 3, 1974; and

Whereas, Gordon Cornwell served on both boards with diligence, dependability and unswerving dedication for many years; and

Whereas, Gordon Cornwell served as Chairperson of the Planning Board for two terms, running from July, 1976 to June, 1978; and

Whereas, Gordon Cornwell completed his service with the Board of Zoning Appeals in July of 1979; and

Whereas, Gordon Cornwell, because of new job responsibilities in the Traverse City area, resigned from the Planning Board on July 15, 1980;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing extends its deepest gratitude to Gordon Cornwell for his long and excellent service on the Lansing Planning Board and Board of Zoning Appeals; and

Be It Further Resolved, that the City of Lansing wishes Gordon all the best in future endeavors.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

That the City Council Meeting of Monday, September 1, 1980, be changed to Tuesday, September 2, 1980, inasmuch as Monday, September 1, 1980, is a national holiday (Labor Day).

Adopted by the following vote:

Unanimously.

By COUNCILMAN GUNTHER—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing is proud to be a co-sponsor of our First Annual River Celebration or Riverfest '80; and

Whereas, in conjunction with the "Riverfest '80" celebration there is a 20 mile Canoe Armada planned for Saturday, August 30th; and

Whereas, the Armada canoeists will begin at Eaton Rapids and canoe through Dimondale and stop at several parks before reaching the terminus at the North Lansing Dam; and

Whereas, several troops of Boy Scouts will be assisting the canoeists as they proceed down the Grand River under the direction of Mr. John Kennaugh; and

Whereas, the Canoe Armada will be a symbol of our desire to bring the Grand River back to life and make it a focal point of our community; and

Whereas, another, more permanent symbol of this cause will be the soon to be constructed Sculpture Fish Ladder which will allow the nearly 500,000 salmon and other fish which have been planted here to proceed around the dam and up the river; and

Whereas, the installation of the fish ladder will not only enhance the Lansing Riverfront but also provide hours of recreation for anglers as well as spectators from far and near;

Now, Therefore, Be It Resolved, the City Council of the City of Lansing hereby expresses its wholehearted support for the Canoe Armada and the new development along the Grand River; and

Be It Further Resolved, the City Council urges all Lansing citizens who are intending to stay home over the Labor Day Weekend to take time and enjoy the many Riverfest '80 activities scheduled from Friday, August 29th through Monday, September 1st.

Adopted by the following vote:

Unanimously.

By GENERAL SERVICES COMMITTEE—

Resolved by the City Council of the City of Lansing:

That the reappointment of Susan Lyman and Bruce Wetzler to the Air Pollution Board for terms to expire June 30th, 1984, is hereby confirmed and approved.

Adopted by the following vote:

Unanimously.

By PHYSICAL DEVELOPMENT
COMMITTEE—

Resolved by the City Council of the City
of Lansing:

That the appointment of Mary Littlejohn
to the Zoning Board of Appeals for a term
to expire June 30th, 1984, is hereby con-
firmed as recommended by the Mayor.

Adopted by the following vote:

Unanimously.

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City
of Lansing:

That the appointment of Kathryn Haar
as a temporary director of the Economic
Development Corporation is hereby con-
firmed and approved for the following
projects:

Grand Building
Jury-Rowe
Reid and Reid No. 2
Capitol Commons
Spadafore Distributing
Spartan Stores
100 Block Hotel

Adopted by the following vote:

Unanimously.

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City
of Lansing:

That the appointment of Mr. Gary
Weston as a temporary director of the Eco-
nomic Development Corporation is hereby
confirmed and approved for the follow-
ing projects:

Aztec Properties
Federal Forge
L.W.C. Building
Michigan Brass & Electric
Michigan Theater
100 Block Retail

Adopted by the following vote:

Unanimously.

By PHYSICAL DEVELOPMENT
COMMITTEE—

Resolved by the City Council of the City
of Lansing:

Whereas, the City of Lansing is rehabili-
tating the Northside Neighborhood Develop-
ment Area No. 3 in cooperation with the
Federal government for financial assistance
all pursuant to Act 344, Public Acts of
1945, as amended; and

Whereas, the City of Lansing has pre-
pared and adopted in Ordinance No. 469
a Physical Development Plan and a plan
for relocating families and individuals who
are to be displaced by the rehabilitation
of said area; and

Whereas, the City of Lansing, acting by
and through its Planning and Redevelop-
ment Departments have consulted with
Citizen District Council No. 3 of Neigh-
borhood Development Area No. 3; and

Whereas, that Council has recommended
that the rehabilitation strategy adopted as
part of the development plan be amended
to acquire and demolish 1218 Ballard,
1223 Ballard and to acquire that vacant lot
at 1712 North High Street; and

Whereas, the Planning Board has re-
viewed and approved the recommendation
to acquire and demolish 1218 Ballard,
1223 Ballard, and to acquire the vacant lot
at 1712 North High; and

Whereas, this acquisition and demolition
will assist the City and residents in reno-
vating this Deteriorated Residential Area
and is in compliance with Act 344, Public
Acts of 1945 as amended; and

Whereas, the Act requires the City to
provide citizens an adequate opportunity
to ask questions and express opinions and
concerns about modifications to the Physical
Development Plan; and

Now, Therefore, Be It Resolved, that the
Council of the City of Lansing in satisfy-
ing the requirements of Act 344, Public
Acts of 1945 as amended, schedule a public
hearing on September 22, 1980, to con-
sider the acquisition of 1218 Ballard, 1223
Ballard, and 1712 North High Street.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City
of Lansing:

That the request of Robert C. Tyres to
close off Guilford Circle for a block party
on September 6, 1980, is hereby approved,
provided all necessary administrative ac-
tions are completed without objection.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the request of R. L. Lang to close off Tulane Drive from Post Oak Lane to Autumn Lane for a block party on September 1, 1980, is hereby approved, provided all necessary administrative actions are completed without objection.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Ingham County Road Commission has requested an easement from the City of Lansing to construct a turn around area at the western terminus of David Street; and

Whereas, the Planning Board and Mayor have recommended approval of the request;

Now, Therefore, Be It Resolved, the Lansing City Council approves said easement.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, a regular general election is to be held in the City of Lansing on Tuesday, November 4, 1980; and

Whereas, the Lansing City Charter and Chapter 2, Article XIV of the Code of Ordinances require approval, by a majority vote of the electors of the City voting, of any proposed disposal of City-owned park land; and

Whereas, City voters approved a property exchange involving part of Gier Park on August 8, 1978; and

Whereas, subsequent investigation of the park property revealed use restrictions on a Board of Water and Light well-site thereon, which prevent inclusion of this area in the property exchange; and

Whereas, the City proposes to consummate the original property exchange by offering an alternate parcel of Gier Park land, measuring approximately 40 feet by 180 feet, to replace the well-site land;

Now, Therefore, Be It Resolved, the question of whether the City of Lansing

shall dispose of this additional parcel of park land as part of the previously approved property exchange shall be submitted to the electorate of the City of Lansing for approval, as required by the City Charter and Code of Ordinances, at the next general election to be held Tuesday, November 4, 1980; and

Be It Further Resolved, the proposal shall be submitted to the electors of the City of Lansing upon voting devices in the manner and form as follows:

FORM OF BALLOT

SHALL THE CITY COUNCIL BE AUTHORIZED TO DISPOSE OF THAT PART OF GIER PARK FRONTING ON NORTH EAST STREET, LANSING, MICHIGAN, AND WHICH IS LEGALLY DESCRIBED AS:

Beginning at the northeast corner of Lot 53 of Banghart Subdivision, a subdivision in the north $\frac{1}{2}$ of the southeast $\frac{1}{4}$ of the east $\frac{1}{2}$ of Section 4, T4N, R2W, City of Lansing, Ingham County, State of Michigan; thence south forty feet along the west right-of-way of US-27, thence west 180 feet, thence north forty feet, thence east 180 feet to the point of beginning.

IN RETURN FOR A BENEFIT TO BE REALIZED OF NOT LESS THAN THE FAIR MARKET VALUE AS APPRAISED BY THE CITY ASSESSOR?

YES ()

NO ()

and;

Be It Further Resolved, that the City Clerk be and is hereby directed to prepare sufficient ballots to supply the demand for absent voters ballots, as above set forth; and

Be It Further Resolved, that this resolution containing the above proposal be posted in a conspicuous place in each polling place in the City of Lansing; and

Be It Further Resolved, that the votes cast upon such question shall be counted, canvassed and returned, and that the results thereof determined in a like manner, and by the same officials as prescribed for in the general election; and

Be It Further Resolved, that the City Clerk certify the ballot wording to the County Clerk in conformance with the requirements of state law; and

Be It Finally Resolved, that the City Clerk give ten (10) days notice of the submission of said proposal to the electors, such notice to conform to the provisions of the City Charter and state law relative to elections, and further that she cause a true copy of this resolution to be published and circulated twice in a daily newspaper in the City of Lansing, and that said first publication be at least ten (10) days prior

to the date upon which said proposal is to be voted upon as herein provided.

Adopted by the following vote:

Unanimously.

By PHYSICAL DEVELOPMENT
COMMITTEE—

Resolved by the City Council of the City of Lansing:

Proposed Sale of Property

Coleman Road Site and

Paulsen Park

Whereas, the City of Lansing has expressed an interest in selling two parcels of land described as follows:

COLEMAN ROAD: Parcel A

The west $\frac{1}{2}$ of the southwest $\frac{1}{4}$ of the southeast $\frac{1}{4}$ of Section 34, T5N, R2W, City of Lansing (formerly DeWitt Township), Clinton County, Michigan; and also, the southeast $\frac{1}{4}$ of the southwest $\frac{1}{4}$ of Section 34, T5N, R2W, excepting therefrom, a parcel in the northwest corner thereof which is 50 feet east and west by 610 feet north and south, City of Lansing (formerly DeWitt Township), Clinton County, Michigan; and also, the east $\frac{3}{4}$ of the south $\frac{1}{2}$ of the southeast $\frac{1}{4}$ of Section 34, T5N, R2W, excepting therefrom, a parcel in the southeast corner thereof which is 350 feet east and west by 500 feet north and south, City of Lansing (formerly DeWitt Township), Clinton County, Michigan.

PAULSEN PARK: Parcel B

A part of the northwest $\frac{1}{4}$ of Section 3, T4N, R2W, containing approximately 22 acres at the east end of Paulsen Street. Said parcel measures 1,468 feet by 660 feet;

and

Whereas, there is a need to establish fair market value for the land in question; and

Whereas, the office of the Mayor has requested authorization from City Council to obtain the necessary appraisals for the two properties; and

Whereas, the Physical Development Committee of City Council reviewed the request of the Mayor's office and recommends approval thereof;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing hereby gives the Mayor authorization to obtain two (2) independent appraisals for the above described properties for the purpose of establishing fair market value for the land.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT III

By COMMITTEE ON PHYSICAL
DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

That the special assessment roll for Curb and Gutter Construction.

Assessment Roll No. 280

PS 76102—C & G

Property Benefited: All lands fronting on Rolfe Road from Miller Road to the north end of street, excepting all public streets and alleys and other lands deemed not benefited.

Assessment Roll No. 280

PS 38035—C & G

Property Benefited: All lands fronting on Vine Street from Magnolia Street to Fairview Street, excepting all public streets and alleys and other lands deemed not benefited.

Assessment Roll No. 280

PS 65090—C & G

Property Benefited: All lands fronting on Bristol Road from Reo Road to the south end of street, excepting all public streets and alleys and other lands deemed not benefited.

The revised estimated expense of said improvements based upon construction bids are as follows:

Project No. PS 38035—C & G

Assessment Roll No. 280

Intersection and City Contribution	\$ 2,666.88*
Assessable to Property Owners	31,363.68
Total Project Cost	\$34,030.56

*From Acct. 203-456-615-974

returned by the City Assessor be received and placed on file, and the City Clerk be directed to publish notice thereof by publication in a local newspaper five days in accordance with Section 28-17, of Chapter 28 of the Code of Ordinances.

All Projects are a part of the 1980 Curb and Gutter Contract—PS 38035.

Resolved Further, that the City Council will meet at the Council Rooms on Monday,

the 15th day of September, 1980, at 7:00 o'clock p.m. for the purpose of reviewing said assessment roll.

I hereby certify that funds are available and encumbered for the City of Lansing's share of said project.

CHARLES S. REMENAR,
Deputy City Controller.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the 2nd day of June, 1980, this Council was petitioned to change the following described property from "A" One Family Residential, "B" One Family Residential and "F" Commercial Districts to "D-1" Professional Office District, all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 11th day of August, 1980, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-21-80—6500 Amwood Drive
3305-10-151-051

More particularly described as:

That part of the west $\frac{1}{2}$ of Section 10 and the northeast $\frac{1}{4}$ of Section 9, T3N, R2W, City of Lansing, Ingham County, Michigan, beginning at a point 20.31 feet west and 195.33 feet north of the west $\frac{1}{4}$ corner of said Section 10 and running thence South 27° 58' 02" east 638.63 feet, thence north 55° 16' 58" east 332.89 feet, thence northwesterly 179.92 feet on the arc of a 1527.23 foot radius curve to the right whose chord bears north 31° 20' 32" west 179.82 feet to a point of tangency, thence north 27° 58' 02" west 420 feet, thence south 62° 01' 58" west 320 feet to the point of beginning, subject to any rights of way or easements of record.

Whereas, St. Michael's Episcopal Church has requested that the above described property be rezoned from "A" One Family Residential District, "B" One Family Residential District and "F" Commercial District to "D-1" Professional Office District; and

Whereas, pursuant to Act 207, Public Acts of 1921 as amended, the Planning Board advised City Council to approve the request; and

Whereas, the Physical Development Com-

mittee of City Council has reviewed the report of the Planning Board and does concur therewith;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing ordains that the request to rezone the above described property from "A" One Family Residential, "B" One Family Residential and "F" Commercial Districts to "D-1" Professional Office District be approved; and

Be It Further Resolved, that the Clerk be, and she is hereby, directed to notify the applicant of City Council's action.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the 9th day of June, 1980, this Council was petitioned to change the following described property from "D" Apartment District to "D-1" Professional Office District, all as set forth in the Zoning Code of this City, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 11th day of August, 1980, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-22-80—227 North Pine Street
3301-16-156-061

More particularly described as:

The east 121 feet of the south 44 feet of Lot 2, Block 91, Original Plat of the City of Lansing.

Whereas, the Michigan Retailers' Association has requested to rezone the above described property from "D" Apartment District to "D-1" Professional Office District; and

Whereas, pursuant to Act 207, P.A. as amended, the Planning Board advised City Council to approve the request; and

Whereas, the Physical Development Committee of City Council reviewed the report of the Planning Board and did concur therewith;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing ordains that the request to rezone the above described property from "D" Apartment Shop District to "D-1" Professional Office District be approved; and

Be It Further Resolved, that the Clerk be, and she is hereby, directed to notify the applicant of City Council's action.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the 9th day of June, 1980, this Council was petitioned to change the following described property from "A" One Family Residential District to "B" One Family Residential District, all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 11th day of August, 1980, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-23-80—3021 North Turner Street
3301-04-151-441

More particularly described as:

The east 180 feet of the north 30.5 feet of Lot 43, the east 180 feet of Lot 44 and the east 180 feet of Outlot B, commencing at the northeast corner of Lot 44, thence north 2 feet, west 180 feet, south 2 feet, thence east to the beginning, Mayfield Farms Subdivision, and

The north 30.5 feet of Lot 42 and the south 30.5 feet of Lot 43, Mayfield Farms Subdivision.

Whereas, the Zion Church of the Nazarene has requested to rezone the above described property from "A" One Family Residential District to "B" One Family Residential District; and

Whereas, pursuant to Act 207, Public Acts of 1921 as amended, the Planning Board advised City Council to approve the request; and

Whereas, the Physical Development Committee of City Council has reviewed the report of the Planning Board, and does concur therewith;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing ordains that the request to rezone the above described property from "A" One Family Residential District to "B" One Family Residential District be approved; and

Be It Further Resolved, that the Clerk be, and she is hereby, directed to notify the applicant of this City Council's action.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the 23rd day of June, 1980, this Council was petitioned to change the following described property from "D" Apartment District to "D-1" Professional Office District, all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 11th day of August, 1980, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-24-80—314 North Walnut Street
3301-16-176-031

More particularly described as:

Lot 9, Block 85, Original Plat, City of Lansing, Ingham County, Michigan.

Whereas, John F. and Ellen D. Peters have requested to rezone the above described property from "D" Apartment District to "D-1" Professional Office District; and

Whereas, pursuant to Act 207, P.A. 1921, as amended, the Planning Board advised City Council to approve the request; and

Whereas, the Physical Development Committee of City Council has reviewed the report of the Planning Board and does concur therewith;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing ordains that the request to rezone the above described property from "D" Apartment District to "D-1" Professional Office District be approved; and

Be It Further Resolved, that the Clerk be, and she is hereby, directed to notify the applicant of City Council's action.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the 31st day of March, 1980, this Council was petitioned to change the following described property from "C" Two Family Residential District to "F" Commercial and "J" Parking Districts, all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 11th day of August, 1980, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-14-80—1630 South Cedar Street
3301-21-476-055

More particularly described as:

Lot 11, except land used for street purposes, Block 2 amended plat of Halls South Side Addition, City of Lansing, Ingham County, Michigan.

Whereas, Christine Ryal has requested that the above described property be rezoned from "C" Two Family Residential District to "F" Commercial District and "J" Parking District; and

Whereas, pursuant to Act 207, Public Acts of 1921 as amended, the Planning Board reviewed the request and sent it to City Council without a recommendation; and

Whereas, the Physical Development Committee of City Council, to whom the report of the Planning Board was referred, reviewed the request and the Planning Board report and recommended approval subject to conditions;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing ordains that the request to rezone the above described property from "C" Two Family Residential District to "F" Commercial and "J" Parking Districts be approved as follows:

Parcel A: Lot 11, except land used for street purposes and the west 42 feet thereof, Block 2, amended plat of Halls South Side Addition, City of Lansing, Ingham County, Michigan, to "F" Commercial District.

Parcel B: The west 42 feet of Lot 11, except land used for street purposes, Block 2, amended plat of Halls South Side Addition, City of Lansing, Ingham County, Michigan, to "J" Parking District; and

Be It Further Resolved, that this rezoning be subject to the following conditions:

—That the parking lot that exists immediately south of the property in question and the parking area on the lot in question be hard surfaced, concrete or blacktop, within one (1) year of the date of approval of this rezoning; and

Be It Finally Resolved, that the City Clerk be, and she is hereby, directed to notify the applicant of City Council's decision.

Adopted by the following vote:

Unanimously.

By COUNCILMAN BLAIR—

That the Council stand in recess for a period of 5 minutes.

Carried.

Council recessed at 8:58 p.m. and reconvened at 9:10 p.m.

By WAYS AND MEANS COMMITTEE—

Resolved by the City Council of the City of Lansing:

That the following transfers be made:

\$21,000.00 from Reserve for Contingency
A/C 101-941-000-963

\$10,500.00 to Property Management—
Wages
A/C 101-265-000-706

10,500.00 to Civic Center Contribution
A/C 101-593-000-969

\$21,000.00 from Civic Center—Estimated
Revenues
A/C 593-000-000-160

\$16,000.00 to Wages—Hourly
A/C 593-536-000-706

5,000.00 to Fringe Benefits
A/C 593-536-000-715

\$ 1,900.00 from Fire Administration
Salaries
A/C 101-337-000-702

47,256.00 from General Administration
Fringes
A/C 101-930-000-715

\$ 50.00 to Fire Adm. Overtime
A/C 101-337-000-708

304.00 to Fire Maintenance
Salaries
A/C 101-338-000-702

30.00 to Fire Maint. Overtime
A/C 101-338-000-708

23,935.00 to Fire Suppression
Salaries
A/C 101-339-000-702

18,500.00 to Fire Suppression
Overtime
A/C 101-339-000-708

735.00 to Fire Prevention Salaries
A/C 101-341-000-702

500.00 to Fire Prevention
Overtime
A/C 101-341-000-708

116.00 to Fire Training Salaries
A/C 101-343-000-702

790.00 to Fire Alarm Salaries
A/C 101-345-000-702

150.00 to Fire Alarm Overtime
A/C 101-345-000-708

332.00 to Fire Dispatch Salaries
A/C 101-348-000-702

- 350.00 to Fire Dispatch Overtime
A/C 101-348-000-708
- 1,324.00 to Fire Ambulance
Salaries
A/C 101-349-000-702
- 2,040.00 to Fire Ambulance
Overtime
A/C 101-349-000-708
- \$ 725.00 from Salaries and Longevity—
Adm. Services
A/C 101-257-000-702
- \$ 725.00 to Temporary Help—
General Admin.
A/C 101-930-000-707
- \$ 3,100.00 from General Motors Trust
A/C 712-000-000-391.170
- \$ 3,100.00 to General Motors Trust—
Utilities
A/C 712-170-000-920

I hereby certify that this is a properly drawn and eligible transfer.

JAN LAZAR,
Budget Director.

Approved:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
Ways and Means Committee.

By COUNCILMAN BLAIR—

That the transfers of funds be separated and that the amount of \$3,100.00 be voted on separately.

Carried.

The following vote was taken on the balance of the transfers excluding the \$3,100.00.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Blair, Gunther, Lindemann, Worthington—6.

Nays: Councilman Brenke—1.

By COUNCILMAN BLAIR—

That the transfer of funds in the amount of \$3,100.00 be referred back to the Committee for further study.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Blair, Gunther, Lindemann, Worthington—6.

Nays: Councilman Brenke—1.

By COUNCILMAN ADADO—

Resolved by the City Council of the City of Lansing:

That Councilman McKane be excused from the session.

Carried.

REMARKS BY THE MAYOR'S EXECUTIVE ASSISTANT

No remarks.

REMARKS BY THE CITY COUNCIL

By COUNCILMAN GUNTHER—

Resolved by the City Council of the City of Lansing:

That the vote on the transfer of funds in the amount of \$3,100.00 be reconsidered.

Adopted by the following vote:

Unanimously.

By COUNCILMAN BLAIR—

That the portion of the resolution be amended to read:

That the transfer of \$3,100.00 be taken from the General Motors Trust Fund to the "Reserve for Contingency Fund."

Lost by the following vote:

Yeas: Councilmen Belen, Blair, Lindemann, Worthington—4.

Nays: Councilmen Adado, Brenke, Gunther—3.

The transfer of funds for \$3,100.00 was voted on as presented.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, Worthington—6.

Nays: Councilman Blair—1.

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived for the purpose of presenting items that are not listed on the agenda.

Carried.

August 22, 1980

President Louis Adado and
Members of the City Council

Re: Jonathan Watts vs. City of Lan-
sing Building Department and
Steven Zelski

Dear President Adado and
Members of City Council

Recently Jonathan Watts filed a lawsuit against the City of Lansing Building Department and Steven Zelski alleging that the condemnation and demolition of a premises owned by him at 108-110 South Logan Street in the City of Lansing was improper. The Ingham County Circuit Court issued a Temporary Restraining Order prohibiting the City from demolishing the subject property and set a Show Cause hearing on the issue of a Preliminary Injunction for Friday, August 22, 1980.

At the Show Cause hearing before Judge Bell of the Ingham County Circuit Court, the City of Lansing prevailed and the Court ordered that the City of Lansing could proceed with the demolition of the residence. In the opinion of this office, the Court's decision was justified in that Mr. Watts has been granted almost five years to attempt to rehabilitate the structure to the point it would be suitable for occupancy within City Codes and failed to.

Nevertheless, Mr. Watts has since discussed the matter further with the City's Building Department and the City's Building Department has expressed a willingness to allow Mr. Watts fifteen additional days to bring the structure within City Code occupancy requirements. If Mr. Watts manages to rehabilitate the building to the extent that it is fit for occupancy within fifteen days, the Building Department will stop proceedings to demolish the building.

In exchange for the City's agreement to extend demolition for an additional fifteen days, Mr. Watts and his attorneys are willing to agree to a dismissal of the lawsuit against the City with prejudice and to agree that in the event Mr. Watts fails to rehabilitate the premises to comply with City Housing Code standards for

occupancy within fifteen days, the City may proceed with demolition and specially assess the costs of the demolition against the property.

As it has always been the policy of the City of Lansing to encourage the rehabilitation of residential housing where possible as opposed to its demolition and because the fifteen day period contemplated is not lengthy and finally because dismissal of the lawsuit will benefit the City of Lansing by saving it the cost and time of litigation as well as by eliminating any exposure to possible liability; this office recommends that the above described settlement of this matter be approved by City Council.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BELEN—

That we concur in the recommendation of the City Attorney.

Carried.

Councilman Adado made a statement in regard to Senator Don Reigle concern of placing a Federal Judge in City of Lansing.

By COUNCILMAN BLAIR—

That this meeting stand adjourned.

Carried.

Council adjourned at 9:35 p.m.

RITA BAUMAN,
Deputy City Clerk.

Lansing, Michigan

August 25, 1980

F/B

CITY CLERK'S OFFICE

**Room 921, City Hall
Lansing, Michigan 48933**

Address Correction Requested

BULK RATE

**U. S. POSTAGE
PAID**

**Permit No. 1461
Lansing, Michigan**

651

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, September 2, 1980

CITY COUNCIL ROOMS

Lansing, Michigan

September 2, 1980

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by President Adado.

Present: Councilmen Adado, Belen, Blair, Gunther, Lindemann, McKane, Worthington—7.

Absent: Councilman Brenke—1.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman McKane.

Pledge of Allegiance was led by Councilman McKane.

By COUNCILMAN McKANE—

That the Council Proceedings of August 4 and 11, 1980, be approved.

Carried.

By COUNCILMEN LINDEMANN,
McKANE, BELEN—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived for the purpose of presenting the following resolutions in regard to Riverfest '80.

Carried.

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City of Lansing:

Whereas, the First Annual Riverfest was held here in Lansing over the Labor Day Weekend, and

Whereas, occasional showers failed to dampen the enthusiasm of either the promoters or the participants, and

Whereas, the Lansing Jaycees, an organization of approximately 200 members backed by a 52 year history of community service was instrumental in the planning,

promotion and implementation of the myriad activities scheduled throughout the weekend, and

Whereas, the Lansing Jaycee Auxiliary which has been in existence 20 years and has a membership of 55 was heavily involved in each of the events sponsored by the Jaycees namely the Raft Race, the Beer Tent, the Lighted River Parade as well as the overall planning of Riverfest '80, and

Whereas, the entire weekend was a tremendous success bringing people together to enjoy our heretofore neglected and underutilized resource, the Grand River, now

Therefore, Be It Resolved, the City Council of the City of Lansing as a Co-Sponsor of Riverfest '80 hereby applauds the contribution of these two remarkable organizations, the Lansing Jaycees and the Lansing Jaycee Auxiliary, and

Be It Further Resolved, in appreciation and recognition of their achievement, Co-operation with other community groups and general enthusiasm and hard work that a copy of this resolution be presented to these organizations this 2nd day of September, 1980.

Adopted by the following vote:

Unanimously.

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City of Lansing:

Whereas, Riverfest '80, Lansing's first large scale Festival centered around our own Grand River was a great success, and

Whereas, the co-sponsors of Riverfest '80, the Friends of the Rivers, The State Journal, and the City of Lansing were critical to the overall community support of this exciting event, and

Whereas, the planning coordination of each of the special activities scheduled throughout the Riverfest was where the real dedication and hard work came into play, and

Whereas, the Riverfest '80 Committee under the able leadership of General Chairman Dick Holmes worked many long and hard hours putting all the diverse pieces together to yield a well organized and effectively run festival, and

Whereas, each special activity from the Canoe Armada and the explanation of the Grand River Salmon Plan to the Raft Races and the Art Show & Sale at the Turner-Dodge Mansion, required careful planning and coordination, now

Therefore, Be It Resolved, the City Council of the City of Lansing hereby pays special tribute to Mr. Dick Holmes as

General Chairman as well as each member of the Riverfest '80 Committee for their tremendous energy and dedication which resulted in a fantastic river celebration which is sure to become a tradition in our City.

Adopted by the following vote:

Unanimously.

PUBLIC HEARINGS

September 2, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed Project Plan for Southwind Park II project located on the old "Topps Store" at the south side of Holmes Road and Logan Street.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed plan, they had the privilege of speaking at this time.

Referred to Committee on Economic Development.

September 2, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed Approval of a Commercial Redevelopment Exemption Certificate for a Commercial Redevelopment District CRD-8-79—

L.W.C. Company
118 W. Ottawa Street.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed certificate they had the privilege of speaking at this time.

Referred to Committee on Economic Development.

September 2, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed Commercial Redevelopment Exemption Certificate for Commercial Redevelopment District CRD-11-80 for

Spadafore Distributing Company
919 Filley Street.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed certificate they had the privilege of speaking at this time.

Referred to Committee on Economic Development.

September 2, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed establishment of

a Lansing Commercial Redevelopment District CRD-12-80 for City of Lansing "100 Block" bounded by Michigan and Grand Avenues, Ottawa Street and the Washington Mall.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed district they had the privilege of speaking at this time.

Referred to Committee on Economic Development.

September 2, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed establishment of a Lansing Commercial Redevelopment District for CRD-13-80 for City of Lansing, Foxson Building site, at the Southeast corner of Grand Avenue and Michigan Avenue.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed district they had the privilege of speaking at this time.

Referred to Committee on Economic Development.

September 2, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed adoption of the Physical Development Plan for Neighborhood Development Area No. 4 to include Neighborhood Housing Improvement Guidelines and Community Development Financial Services and to consider amending Article XIV, Chapter 36 of the Code of Ordinances for the purpose of adopting this Physical Development Plan for the Neighborhood Development Area No. 4.

The public hearing on this matter was cancelled until further notice.

**THE PUBLIC MAY NOW ADDRESS
THE CITY COUNCIL ON NON-
AGENDA ITEMS. YOU MAY SPEAK
ONLY FOR 3 MINUTES ON ANY
ONE ITEM.**

George P. Sinadinos spoke in regard to the removal of the parking meters in front of Bonnie and Clyde's Restaurant for valet parking and also on tax abatements.

Arden Jackson, 4021 Thacken Drive, spoke in regard to the community pathway across from Kingsley Center.

COMMUNICATIONS AND PETITIONS

The Roary Corporation submits final plat of Vincent Square.

Referred to Mayor, Planning Board.

The following claims have been filed:

Ronald Bullion for assessment for a clean up of property at 134 Woodlawn Avenue.

Mary Wilhite for damage to automobile due to hitting a manhole cover on Stillwell Street.

Steve Farness on behalf of Mary Lau for damage to her house due to incident in her neighborhood.

Referred to Mayor, City Attorney.

Letter from Lansing Jaycees submitting the outline for the Fifth Annual Oktoberfest to be held on September 26, 27, 28, 1980.

Referred to Mayor, Committee on Public Property and Safety.

Request from B. T. Mark McCashen requesting permission to establish a Handi-Trans Taxi Service for City of Lansing.

Referred to Mayor, Committee on Public Property and Safety.

Letter from Irvin Ruby and Robert C. Vogel Lodge Council in regard to the Fraternal Order of Police, Capitol City Lodge No. 141, Supervisory Division Personnel Contract.

Received and placed on file.

Application for Commercial Facilities Exemption Certificate filed by Parkside Company at 3325 S. Pennsylvania Avenue.

Referred to Mayor, Economic Development Corporation.

Resolutions in regard to the reciprocal EDC resolutions for the transfer of employment as passed by the following:

Eaton County Board of Commissioners.

Township Board of the Charter Township of Watertown.

City of East Lansing.

Referred to Mayor, Community on Economic Development, Economic Development Corporation.

Department of Natural Resources submits copy of letter sent to Mr. Vernon L. Sayers in response to request for a permit to fill for construction of a residence with a basement west of 3225 Tecumseh River Road.

Received and placed on file with copy to Planning Board.

**MAYOR'S EXECUTIVE ASSISTANT
COMMENTS ON ANY ITEM ON
THE AGENDA**

No comments.

**THE PUBLIC MAY NOW ADDRESS
THE CITY COUNCIL ON ANY OF
THE FOLLOWING ITEMS LISTED
ON THE AGENDA: COMMUNICA-
TIONS AND PETITIONS, COMMIT-
TEE REPORTS, REPORTS OF CITY
OFFICERS AND BOARDS, AND
RESOLUTIONS. YOU MAY SPEAK
ONLY FOR 3 MINUTES ON ANY
ONE ITEM.**

Dick Orton, representing the Lansing Jaycees, spoke in regard to the Riverfest '80 success.

REPORTS OF COMMITTEES

The COMMITTEE ON WAYS AND MEANS, to whom was referred the letter from the City Controller requesting release of Financial Security, Concord Village No. 2, 3, 4, reports as follows:

The \$1,391.00 in financial security may be released pursuant to Section 37-25(1) of Chapter 37 of the Code of Ordinances of the City of Lansing.

Signed:

JACK D. GUNTHER,
TERRY J. McKANE,
Committee on Ways and
Means.

By COUNCILMAN GUNTHER—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON WAYS AND MEANS, to whom was referred the letter from the City Controller requesting release of Financial Security, Provincial House No. 2, reports as follows:

The \$20,400.00 in financial security may be released pursuant to Section 37-25(1) of Chapter 37 of the Code of Ordinances of the City of Lansing. The City will retain \$19,385.00 in financial security to cover public improvements not yet completed.

Signed:

JACK D. GUNTHER,
TERRY J. McKANE,
Committee on Ways and
Means.

By COUNCILMAN GUNTHER—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

**REPORTS OF CITY OFFICERS
AND BOARDS**

August 27, 1980

President Louis Adado and

Members of the City Council

Re: Claim of Cassandra DeKett in the amount of \$28.00

Dear President Adado
and Council Members:

The claimant has requested reimbursement for a towing fee charged to her by Don L's Towing on June 26, 1980, for towing her vehicle from the 600 block of N. Walnut as requested by Lansing Police Department.

Investigation indicates that on June 26, 1980, clean up work in North Walnut was being completed by a construction crew as curbs and gutters had been repaired on both sides of the street. To facilitate construction, the meters in the 500 and 600 blocks of North Walnut had been capped with orange bags marked "no parking." All residents had been instructed to park their vehicles on the side streets of Lapeer or Genesee. Steve Izdebaki, the inspector, indicated that claimant was the only resident who elected to park in front of her home rather than a side street as requested.

The construction foreman secured the assistance of a Lansing Police Officer and together they determined that claimant's vehicle required relocation so as to prevent an obstruction to through traffic on North Walnut during construction. The Lansing Police Officer attempted to contact the claimant by knocking on her door to no avail. Consequently, the vehicle in question was towed by Lansing Police Department as requested.

Michigan law, MCLA 691.1407; MSA 3.996(107) provides for immunity from tort liability in cases where the governmental agency is engaged in the exercise of a governmental function:

"The underlying test for determining whether a particular activity engaged in by public corporations is truly a governmental function is whether the act is for the common good of all without the element of special corporate benefit or pecuniary profit."

Gyntner v Cheboygan County Road Commissioners, 225 Mich 619; 196 NW 386 (1923).

The case of **Parker v Highland Park**, 404 Mich 183; 273 NW2d 413 (1978) limited the term "governmental function" to those activities *sui generis* governmental—an activity essentially done by government. The repair of public streets, including the responsibility to tow vehicles obstructing traffic in a construction zone, would unquestionably be considered such a governmental function for which no liability would attach.

In the instant matter, the Lansing Police Officer, who authorized the towing of the claimant's vehicle, appeared to act in a "reasonable and prudent" manner given the circumstances. He possessed no alternative means of contacting the claimant as the construction crew and equipment were assembled to complete the clean up work on North Walnut and time was of the essence. Such a towing from a no parking area is legally justified.

Based upon the application of statutory and case law to the instant facts, it is the recommendation of this office that Cassandra DeKett's claim in the amount of \$28.00 be denied.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BLAIR—

That we concur in the recommendation of the City Attorney and said claim be denied.

Carried.

August 25, 1980

To the Honorable Mayor
and Members of the Council

Gentlemen:

I am hereby submitting special assessment Roll No. 280 based on estimated cost, for the purpose of constructing curb and gutter on the following streets.

On Rolfe Road from Miller Road to the North end of Street.

On Magnolia Street to Fairview Street.

On Bristol Road from Reo Road to the South end of Street.

To Be Assessed	\$31,363.68
City Share	2,666.88
TOTAL	\$34,030.56

Respectfully submitted,

PAUL S. CREEVY,
City Assessor.

Received and placed on file.

DATE: August 22, 1980

TO: Council President Louis Adado, Mayor
Gerald Graves & City Clerk Theo Fulton

FROM: Edward J. Piloske, Principal Internal Auditor

SUBJECT: Interim Monitoring Audit of the Current New Way In, Inc., C.E.T.A. Title II Contract

In accordance with Section 3-402.3 of the City Charter, the Office of Internal Audit submits the following interim monitoring audit report of New Way In, Inc.'s FY 1979-80 Title II contract subgranted by the City of Lansing.

As the audit contains a positive opinion, no further responses are required by the City Council or Mayor.

Received and placed on file.

August 22, 1980

Council President Adado and
Council Members

10th Floor

City Hall

Dear President Adado and
Council Members:

The Waterfront Development Board reviewed the proposal from Unique Enterprises regarding the construction of a Mississippi River steam boat on the Grand River to be used as a restaurant and to include dancing and entertainment.

The Board expressed enthusiasm over this concept and would like to express their support. They see this project as another step in the redevelopment and rejuvenation of the waterfront, something the City and the Board have been advocating for some time. This proposal will be compatible with the surrounding development and hopefully will result in attracting people to the area . . . people that are so important to the success of the entire waterfront development program.

In conjunction with this enthusiasm, the Board members also expressed some concern listed as follows:

- 1) A proposal of this magnitude entails substantial financial resources, not only for project completion but also for operation. The Board is concerned that adequate financial resources are available to insure completion of the project and to make the project a success instead of a failure.
- 2) The Board was concerned about how the facility would look, i.e., would it be like the picture presented and will it be attractive and maintained in a #1 shape?

- 3) Concern was expressed about the all year operation. Given Michigan's potentially severe and long winters, will the attractiveness of this facility overcome such detriments?
- 4) Flooding is another concern. The Board wonders how high water and flood conditions will impact the facility.
- 5) Parking for the facility must also be addressed. How will the parking needs be met?
- 6) The physical size of the craft must not deter from others using the waterfront, particularly the width of the craft. Will the width be such that other watercraft, such as power boats, pontoon boats and fishing boats, be hindered?
- 7) Provision and adequacy of utilities also has to be determined. Electricity, water, gas, sewer and steam may be required and may or may not be readily available at the desired site.

Hopefully, these concerns will be addressed and progress will be made. Again, the Board is interested in and supports this conceptual proposal. As details become available, the Board would like to be involved again at that time.

Sincerely,

JACQUELINE SCHRAFT,
Chairman, Waterfront
Development Board.

Referred to Committee on Physical Development, Committee on Public Property and Safety, Mayor, Planning Board.

DATE: 8/25/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Director of Building Safety and Development Re: Weed Assessment

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

By COUNCILMAN LINDEMANN—

That we concur in the recommendation of the Mayor and said assessments be placed on the December tax roll.

Carried.

August 26, 1980

Council President Louis F. Adado and
Members of the Lansing City Council

City Hall

Lansing, Michigan 48933

Dear President Adado and Council
Members:

Subject: Section 3 Affirmative Action
Program Requirements

Section 3 of the Housing and Urban Development Act of 1968 provides that the recipients of federal funds expand their local Affirmative Action Programs to attempt to provide employment opportunities to low income residents affected by projects using those federal funds. In other words, contractors employed by the City in the execution of federally-funded activities are expected to make good faith efforts to attempt to employ low income persons from the neighborhoods in which the federally-funded activities are occurring.

Transmitted herewith you will find a copy of a policy statement regarding the Section 3 program briefly described above. This proposed policy statement was prepared by Richard D. Letts, Human Relations Director for the City of Lansing.

This is to advise you that I concur in the proposed policy statement, and have directed the appropriate departments to prepare to implement same. I urge the Lansing City Council to adopt a resolution officially establishing the attached as city policy, at your earliest convenience.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

August 25, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

Pursuant to Article 7, Chapter 7-102, the City Council must adopt City wide budget policies and priorities no later than October 1. To assist in your deliberations, I submit the following recommendations for your consideration.

City-Wide Priorities

The City has traditionally had great difficulty in identifying priorities across departmental areas. I recommend that priorities be established in line with categorical alignment rather than administrative structure. For example, Public Safety is undoubtedly the number one priority and responsibility of City government. However, that priority includes areas under the control of several departments but does not include all functions of each of those departments.

My recommended City-Wide priorities are as follows:

I. MANDATED: (legally required services and requisite support)

A. Public Safety—the lives and homes of our citizens are the primary concern of municipal government. Our higher priorities must be:

1. **Life Protection**—this includes:

- a. Uniform Police response to crime scenes, accidents and civil emergencies.
- b. Fire response to fire alarms and calls for ambulance.
- c. Emergency Operations on civil defense, natural disasters and other such emergency situations.

2. **Prevention of Life Threatening and/or Hazardous Conditions.**

- a. Fire Prevention efforts including community education and pre-fire planning.
- b. Police—public education; district patrol; crime detection and prevention.
- c. Building Safety—insure proper construction and inspection for safety of public and private buildings.

3. **Road and Traffic**—maintenance of public roadways; adequate traffic control, and police enforcement of traffic laws necessary to assure safety.

4. **Public Safety Support**

- a. Fleet operations and maintenance for police and fire.
- b. Building operations and maintenance for police, fire, emergency operations.
- c. Heavy equipment maintenance and storage for road repair.

B. Public Services—provision of basic services essential to the entire community including:

- 1. Sanitation/Waste Water Treatment—operation of sewer and treatment system.
- 2. Rubbish Disposal.
- 3. Snow Removal.
- 4. Sidewalk System Maintenance.
- 5. Flood Control.
- 6. Storm Sewer Maintenance.
- 7. Support Operations—Fleet Management and Maintenance.

C. Administration/Monitoring/Reporting—legally mandated functions in the operation of municipal services and expendi-

ture of public funds. These requirements are a legal prerequisite for existence and operation of any government unit.

1. **Elected Officials**—Mayor, Council, Clerk, District Court.

2. **Financial Systems.**

- a. Financial Planning.
- b. Budget Development; Administration, Monitoring and Reporting.
- c. Procurement Administration.
- d. Revenue Collection—required services.
 - (1) Assessments
 - (2) Income Tax
 - (3) Treasurer

3. **Legal Services.**

- a. Ordinance Preparation.
- b. Legal Advice.
- c. Ordinance Administration.
- d. Review of Claims.
- e. Coordination of legal services utilized by the City in all areas.

4. **Planning.**

- a. A-95 and other legally required review.
- b. Capital Development Planning.
- c. Zoning Ordinance Administration.

5. **Personnel/Labor Relations.**

6. **Affirmative Action/Equal Employment Opportunity.**

II. DISCRETIONARY:

A. Economic Development and Redevelopment Planning—activities designed to foster strong local economic base, provide jobs and assure stability within the community. This is a major priority which is essential to the long term welfare of the community. It is a priority which must have its economic support from the City determined by availability of funds for basic services.

B. Recreational Programming—the City of Lansing offers impressive and diverse recreational programming in a variety of areas. These programs and the Park system are a significant attraction in our City. Again, however, we must balance their priority relative to our resources.

C. Community Agency Support—the City has provided economic support to numerous community agencies that provide a wide range of services. While our com-

mitment to the desirability of these programs is clear, our ability to provide funding is clearly linked to the City's financial resources and other commitments.

In establishing City-wide priorities it is essential that we all keep in mind the difference between: 1) legally required services mandated beyond the local level; 2) locally generated legal mandates; 3) policy direction; and 4) discretionary areas of endeavor. In many cases, the policy and discretionary areas are of more interest and have more public appeal than those which are legally mandated. However, in development of budget policies and priorities, we must face the fact that these discretionary areas can be our top priorities only when the base from which we consider them meets all mandated requirements. By placing all such discretionary activities at a lower priority than all mandated activities, I am in no way reducing their desirability, importance or the need to commit resources to them.

We must remember two facts: 1) the choice of where we spend public funds is greatly constrained by legal requirements, and 2) the size of an appropriation is not directly correlated with its priority. Mandated and discretionary functions can both be inexpensive or very expensive. A desired expenditure is a reflection of our areas of choices on spending in discretionary areas and within limits of funding capabilities. The size of the appropriation does not necessarily reflect priority or desirability.

Economic Development and Redevelopment activities are of critical importance to the long range economic stability of our community. When this priority is addressed, we must look at the short term costs versus their long term returns. While we must take care to avoid over commitment of the City's financial resources and acceptance of new on-going operating costs, we must also consider that the one time costs of some Economic Development projects are essential if we are to retain a strong economic base of jobs and new property taxpayers.

Budget Policies

In conjunction with these priorities, I am further recommending that you consider the following proposed budget policies and request that you act on their adoption by October 1, 1980.

1. **Tax Rate**—that the City, including all elected officials, prepare proposed budgets and work programs that will both individually and collectively limit expenditures so that the City's tax levy can be kept at a level equal to, or lower, than the current levy while to the extent possible maintaining current service levels
2. **New Commitments**—that the City not consider any new programs or other

funding commitments without reflecting a corresponding reduction in other expenditures/programs. Government cannot continue to expand; we must limit our activities to our available resources. For example, a grant always commits City resources (either dollars or staff). Expansion of commitments must be balanced against the limitations this forces on competing resource requests.

3. **Financial Impact**—that no proposed program, operational change, capital project plan or other activity which could have any financial implications for the City, either in increased costs and/or decreased revenues, be acted upon without a financial impact statement from the Finance Department. This is to insure that all impacted areas are identified and that the overall financial plan for the City is maintained. This will alleviate the possibility of action on one issue without recognizing its effects in other areas and for the City as a whole.
4. **Cost Reduction**—that the City continue to effect efficiencies and cost reductions for existing services and that budget priority for expenditures be given to operations who do make such savings. If this is not done, savings are eaten up by operations which do not make the effort to manage carefully and implement more sufficient operational methods. There is no incentive to save in the historical system. I would like policy to support my administrative efforts to change this situation.
5. **Staff Services**—that necessary staff services be provided by the appropriate staff department. Due to grant programs and other historical development of capacity, some operations have duplicated within a department the staff services available for their needs on a City wide basis. These are not high priority functions of the operating departments. They represent a potential area of cost reduction and, for administrative purposes, the functions should be coordinated and provided City-wide.
6. **Budget Presentation**—that the City Council receive and review the budget in summary form, with all back-up documentation provided to Council staff for review. The voluminous detail material supporting the budget does not reflect policy, priority nor level of service information. Therefore, the costs of duplication and review can be reduced while insuring all information is provided.

If you have any questions or wish to discuss these recommendations, the Finance Director and the Budget Director are available to meet with you.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

Augst 28, 1980

Council President Adado and
Council Members

10th Floor, City Hall

Lansing, Michigan 48933

Re: F.O.P. Supervisory Contract
Financial Impact

Dear Council President Adado
and Council Members:

The proposed F.O.P. Supervisors Contract is within the financial parameters established for the FY 80-81 budget. On a base of approximately \$1,289,000, the first year increase of 10% will cost \$129,000. In the second year, the planned increase is exactly the same as that negotiated with the firefighters. There will be a direct wage increase 2.62%, costing \$37,000 with all remaining changes in the fringe benefit package.

Fringe Benefit Changes

- 1) A 25% increase in pension formula from 2 to 2.5 which will require approximately an additional \$105,000 in fringe benefit contributions at this time. This equates to 7.38% of their salary base next year.
- 2) An increase from 75 to 85 in sick days to be redeemed at retirement. This cost is approximately \$1,150 per officer. Annual cost will vary with the number of retirements but requires increased reserve.
- 3) a. An increase in holiday pay from \$45 to \$60 for FY 81. This is a one year change and will cost \$8,400.
b. In FY 82, the \$60 holiday payment is eliminated but each officer will instead receive time and one-half for a holiday worked plus a compensatory day off. This will eliminate the \$33,600 holiday pay cost but substitute a requirement for approximately \$8,000 in Overtime for a net direct cost reduction of \$25,600.
- 4) Increase of leave days from 4 to 5. There is no direct cost. It should be noted that both change 3(b) and 4 result in a reduction of on-duty time. However, the Department has indicated that no increase in manpower will be needed to offset these changes.
- 5) Increase longevity bonus base from \$10,000 to \$11,000 in FY 82. Annual cost increase is \$3,720.

The total first year cost increases approximately \$142,000 in salary and fringe benefits. Second year increase will be an additional \$120,000. These increases are within the project financial plan for both years.

If you have any further questions on this financial impact, I will be happy to answer them.

Sincerely,

JAMES W. DOWSETT,
Finance Director.

Received and placed on file.

August 27, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

Please be advised that one additional matter has come forth regarding the questionable activities of Mr. Marvin Ray. Upon my request, the Board of Water and Light provided a list of dates that Mr. Ray attended out-of-town conferences on behalf of the Board of Water and Light.

From the initial report submitted by the State of Michigan, no time off was reflected from Mr. Ray's state position while attending the American Public Power Association conference in Toronto, Canada, June 12-17, 1977. Subsequently, at the request of Mr. Ray, the State has discovered a time card for Mr. Ray reflecting 40 hours of annual leave taken from his state position. That, however, does not account for three consecutive nights that Mr. Ray was paid for working at the Eastside Drop-In Center, based on a time card signed for him by Ms. Carolyn Branson. If Mr. Ray actually worked at the Drop-In Center for the balance of the week, why didn't he sign the time card himself to verify actual hours of employment?

Mr. Ray has obviously attempted to clarify the Toronto incident to the satisfaction of his \$37,500 State of Michigan employment. I would encourage City Council to ask Mr. Ray to clarify all other incidents in question per my communication to City Council of August 21, 1980.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file.

DATE: 8/28/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Deputy Director for Redevelopment Re: Sale of Vacant Lot—1223 W. Lenawee St. (NDA No. 1)

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 8/28/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Deputy Director for Redevelopment Re: Sale of Vacant Lot—NDA No. 2, Portion of 937 Dakin St.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 8/28/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director

Re: Excess State Highway Property—C/S 33172—Parcel 33A

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 8/28/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director Re: Determination not to recommend purchase of excess State Highway property C/S 33083, Parcels (164-165), 171

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 8/28/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the City Controller Re: Financial Security, Provincial House No. 2

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

DATE: 8/28/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the City Controller Re: Financial Security, Concord Village No. 2, 3, 4

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

RESOLUTIONS

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the request of the Capitol City Chapter No. 8 of the Disabled American Veterans to sell Poppies and Forget-Me-Not flowers on the streets of Lansing on Friday, September 26, and Saturday, September 27, 1980, is hereby approved.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the request of Terry R. Messmer for the closing of Crocus and Bluebell Streets on Saturday, September 13, 1980, for a block party is hereby approved, provided all necessary administrative actions are completed without objection.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City
of Lansing:

That the request of Claudia Ruehle for
the closing of Berwick between Glenbrook
and Hillborn on Sunday, September 7, 1980,
for a block party is hereby approved, pro-
vided all necessary administrative actions
are completed without objection.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City
of Lansing:

LS-44-80

1100 block of Ferley Street

3305-05-276-071

More particularly described as:

The east 59 feet of Lot 23, and all of
Lot 24, Supervisor's Plat of Prosperity
Farms, City of Lansing, Ingham
County, Michigan.

Whereas, Roy Markey has requested to
divide the above described property into
three (3) parcels; two of which do not
meet the minimum requirements of the
Subdivision Ordinance; and

Whereas, the Planning Board has re-
viewed this request and recommends the lot
division be approved; and

Whereas, the Physical Development Com-
mittee of City Council has reviewed the re-
port of the Planning Board and does concur
therewith;

Now, Therefore, Be It Resolved, that the
Council of the City of Lansing approves
the request to divide the above described
property as follows:

Parcel A—The east 53 feet of the north 110
feet of Lot 24, Supervisor's Plat of Pros-
perity Farms, City of Lansing, Ingham
County, Michigan.

Parcel B—The west 55 feet of the east 108
feet of the north 110 feet of Lot 24,
Supervisor's Plat of Prosperity Farms,
City of Lansing, Ingham County, Michi-
gan.

Parcel C—The east 59 feet of Lot 23, also
Lot 24, except the east 108 feet of the
north 110 feet thereof, Supervisor's Plat
of Prosperity Farms, City of Lansing,
Ingham County, Michigan.

The applicant, however, stipulates and
understands that the lot split as granted by
the City of Lansing does not necessarily

mean that the applicant may proceed with
the division of the property. The applicant
further understands that there may be
some private restrictions contained in his
deeds, which may run with the land. The
applicant further understands that the city
does not have the power or authority over
these restrictions.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City
of Lansing:

LS-45-80

2400 block of Radford Road

3305-06-430-011

3305-06-430-021

More particularly described as:

Lots 213, 214 and 215 of Webster
Farms Subdivision No. 3, City of Lan-
sing, Ingham County, Michigan.

Whereas, Roy Markey has requested to
divide the above described property, creat-
ing four (4) lots; two of which are pro-
posed to be 50 feet by 175 feet, one is pro-
posed to be 51 feet by 175 feet, and one
is proposed to be 51.5 feet by 175 feet.
The width of the proposed lots are less than
the minimum 60 foot width required by the
Subdivision Ordinance; and

Whereas, the Planning Board has review-
ed this request and recommends the lot
division be approved; and

Whereas, the Physical Development Com-
mittee of City Council has reviewed the re-
port of the Planning Board and does con-
cur therewith;

Now, Therefore, Be It Resolved, that the
Council of the City of Lansing approves the
request to divide the above described prop-
erty as follows:

Parcel A—The west 50 feet of Lot 213,
Webster Farm Subdivision No. 3, City of
Lansing, Ingham County, Michigan;

Parcel B—Lot 213, except the west 50 feet
thereof and the west 32.5 feet of Lot 214,
Webster Farms Subdivision No. 3, City
of Lansing, Ingham County, Michigan.

Parcel C—Lot 214, except the west 32.5 feet
thereof and the west 16 feet of Lot 215,
Webster Farms Subdivision No. 3, City
of Lansing, Ingham County, Michigan.

Parcel D—Lot 215, except the west 16 feet
thereof, Webster Farms Subdivision No.
3, City of Lansing, Ingham County,
Michigan.

The applicant, however, stipulates and

understands that the lot split as granted by the City of Lansing does not necessarily mean that the applicant may proceed with the division of the property. The applicant further understands that there may be some private restrictions contained in his deeds, which may run with the land. The applicant further understands that the City does not have the power or authority over these restrictions.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

P-8-80

Westmont Circle Subdivision

Tentative Preliminary Plat

Whereas, the preliminary plat of Westmont Circle Subdivision, located on the south side of Lafayette Street, has been submitted for tentative approval; and

Whereas, the Planning Board, pursuant to Act 285, Public Acts of 1931 as amended, reviewed the preliminary plat and recommended that tentative approval be granted subject to conditions; and

Whereas, the Physical Development Committee of City Council, to whom the report of the Planning Board was referred, has reviewed the report and concurs therewith;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing hereby tentatively approves the preliminary plat of Westmont Circle Subdivision subject to the following conditions:

- 1) The final plat be developed with all public improvements as required by the Lansing Subdivision Regulations and the Michigan Plat Act.
- 2) All lots shall be graded so surface water will drain therefrom, so as not to adversely affect adjacent properties.
- 3) The developer utilize an underground electrical distribution system, as specified in Section 37-33.1 of the Lansing Subdivision Regulations.
- 4) That the necessary easements for utilities be provided and clearly shown on the final plat.
- 5) That the right-of-way and pavement widths be in conformance with the Traffic Engineer's requirements.
- 6) That the proposed street names be cleared by the Tri-County Regional Planning Commission.
- 7) That a public utility easement be pro-

vided and shown on the face of the final plat, with reference made to said easements in the plat restriction.

- 8) That the conditions set forth by the Fire Marshal be met.
- 9) That the requirements of the Traffic Engineer be met.
- 10) Tentative approval of this plat is effective for a period of twelve (12) months.

In addition to the above requirements and, following review by the Public Service Director and the Fire Marshal, the forty (40) foot diameter cul-de-sac which was originally proposed has been eliminated and a rectangular turn around has been approved as shown on the drawing on file in the Planning Department office, and is subject to the following:

- 1) Curb and gutter to be carried across all driveways.
- 2) Sidewalk to be carried across all driveways.
- 3) Sidewalk to be constructed 1.0 foot off property lines at all locations. Radius at corner acceptable.
- 4) No parking shall be allowed within cul-de-sac; and

Be It Further Resolved, that the City Clerk be, and she is hereby, directed to notify the proprietor(s) of the plat and the surveyor(s) of the land of this action.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

P-11-80

Birlstone Subdivision
Tentative Preliminary Plat

Whereas, the preliminary plat of Birlstone Subdivision, located on the south end of Renee Street, has been submitted for tentative approval; and

Whereas, the Planning Board, pursuant to Act 285, Public Acts of 1931 as amended, reviewed the preliminary plat and recommended that tentative approval be granted subject to conditions; and

Whereas, the Physical Development Committee of the City Council, to whom the report of the Planning Board was referred, has reviewed the report and concurs therewith;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing hereby tentatively approves the preliminary plat of

Birlstone Subdivision subject to the following conditions:

- 1) That the final plat be developed with all public improvements as required by the Lansing Subdivision Regulations and the Michigan State Plat Act.
- 2) That all lots shall be graded so surface water will drain therefrom so as not to adversely affect adjacent properties.
- 3) That the developer utilize an underground electrical distribution system, as specified in Section 37-33.1 of the Lansing Subdivision Regulations.
- 4) That the necessary easements be provided for the installation of utilities.
- 5) That street names be changed or cleared with the Tri-County Regional Planning Commission.
- 6) That the requirements of the Fire Department be complied with.
- 7) That the developer comply with the requirements of responding agencies.
- 8) That this tentative approval of the preliminary plat is effective for a period of twelve (12) months; and

It is understood that development of this subdivision plat will occur in two phases: the first phase will include Lots 1 through 23, and the second phase may include the balance of the proposed subdivision plat providing the road system can be implemented north onto Midwood Street, as shown on the approved preliminary plat; and

Be It Further Resolved, that the City Clerk be, and she is hereby, directed to notify the proprietor(s) of the plat and the surveyor(s) of the land of this action.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

P-10-80

Vincent Square
Final Preliminary Plat

Whereas, application has been made for final approval of the preliminary plat of Vincent Square; and

Whereas, the Planning Department, in accordance with Section 37-8 of the Subdivision Control Ordinance, has reviewed this application and recommended approval thereof; and

Whereas, the Physical Development Committee of City Council has reviewed the

application and the report of the Planning Department and concurs therewith;

Now, Therefore, Be It Resolved, that the preliminary plat of Vincent Square be given final approval subject, however, to all conditions as set forth by the City Council at the time of tentative preliminary approval.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, it is necessary to hold a public hearing prior to the Council approval of Industrial Facilities Exemption Certificate for the following petitioner,

Lansing Industrial Development District
IPR-1-80

Petitioner: A & E Printers and Mailers, Inc.

3303 North East Street

Therefore, Be It Resolved, that the City Clerk give at least 10 days notice of a public hearing when all persons interested may attend and make any objections they may have to the approval of the certificate; and

Further Resolved, that such hearing shall be held at the Council Chambers in the City Hall on the 22nd day of September, 1980, at 7:00 p.m., and that notice of such hearing be published in a publication of general circulation in said City.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, it is necessary to hold a public hearing prior to the Council approval of Commercial Redevelopment Exemption Certificate for the following petitioner,

Commercial Redevelopment District
CRD-2-80

Petitioner: Sisters Styling Saloon
% Fred Carmack
325 S. Grand Avenue

Therefore, Be It Resolved, that the City Clerk give at least 10 days notice of a public hearing when all persons interested may attend and make any objections they may have to the approval of the certificate; and

Further Resolved, that the City Clerk notify the legislative body of each taxing unit which levies ad valorem property taxes in the City; and

Further Resolved, that such hearing shall be held at the Council Chambers in the City Hall on the 22nd of September, 1980, at 7:00 p.m. and that notice of such hearing be published in a publication of general circulation of said City.

Adopted by the following vote:

Unanimously.

**By ECONOMIC DEVELOPMENT
COMMITTEE—**

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council has established a Lansing Plant Rehabilitation District No. 2 in the City of Lansing, pursuant to Act 198, 1974, and

Whereas, Federal Drop Forge Company has submitted an application for an Industrial Facility Exemption Certificate in said Plant Rehabilitation District No. 2, and

Whereas, a hearing was held on Federal Drop Forge Company's application for an exemption certificate on August 18, 1980, at which time all interested persons had an opportunity to be heard, and

Whereas, Federal Drop Forge Company has met the requirements for said exemption certificate as required in Public Act 198, and

Whereas, this Council finds that the granting of this exemption certificate, considered together with the aggregate amount of Industrial Facilities and Commercial Re-development Exemption Certificates previously granted and currently in force shall not have the effect of substantially impeding the operation of the City of Lansing nor impairing the financial soundness of taxing units levying ad valorem property taxes in the City of Lansing; see memorandum of the Finance Director dated July 29, 1980, attached hereto;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing approve the application from Federal Drop Forge Company for an exemption certificate for a new facility in Lansing Plant Rehabilitation District No. 2 and shall remain in effect for a period of 12 years.

Adopted by the following vote:

Unanimously.

**By ECONOMIC DEVELOPMENT
COMMITTEE—**

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council has established a Lansing Industrial Development District IPR-5-78 in the City of Lansing, pursuant to Act 198, 1974, and

Whereas, Atmosphere Annealing, Inc., has submitted an application for an Industrial Facility Exemption Certificate in said Industrial Development District IPR-5-78, and

Whereas, a hearing was held on Atmosphere Annealing, Inc.'s application for an exemption certificate on August 11, 1980, at which time all interested persons had an opportunity to be heard, and

Whereas, Atmosphere Annealing, Inc., has met the requirements for said exemption certificate as required in Public Act 198, and

Whereas, this Council finds that the granting of this exemption certificate, considered together with the aggregate amount of Industrial Facilities and Commercial Re-development Exemption Certificates previously granted and currently in force shall not have the effect of substantially impeding the operation of the City of Lansing nor impairing the financial soundness of taxing units levying ad valorem property taxes in the City of Lansing; see memorandum of the Finance Director dated July 23, 1980, attached hereto;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing approve the application from Atmosphere Annealing, Inc., for an exemption certificate in Lansing Industrial Development District IPR-5-78 and shall remain in effect for a period of 11 years.

Adopted by the following vote:

Unanimously.

**By ECONOMIC DEVELOPMENT
COMMITTEE—**

Resolved by the City Council of the City of Lansing:

Whereas, P.A. 198 of 1974, as amended, requires that the legislative body of the governmental unit from which employment would be transferred consequent to completion of a project for which an industrial exemption certificate is sought must consent by resolution to the transfer; and

Whereas, Ren Plastics has made application to Meridian Township for an industrial facilities exemption certificate; and

Whereas, completion of the facility for which Ren Plastics is seeking an industrial facilities exemption certificate will result in a transfer of employment from the Ren Plastics facilities at 1500 Keystone Avenue and 5646 Commerce Street in the City of Lansing, Michigan, to facilities at 4917 Dawn Avenue in Meridian Township, Michigan; and

Whereas, Ren Plastics has, by means of a letter received by the City of Lansing, January 9, 1980, respectfully requested that the City of Lansing consent to the transfer of employment from the City of Lansing to the Meridian Township, resulting from the project for which an industrial facilities exemption certificate is sought; and

Whereas, the Council of the City of Lansing has by resolution dated June 16, 1980, stated that it will approve such requests for consent to transfer employment provided that the benefiting local governmental unit adopts a similar resolution indicating its willingness to permit transfers of employment to the City of Lansing and providing that the following conditions are met:

1. The relocation will not result in the permanent vacation of a commercial or industrial facility or in any other condition that may have a blighting effect on a surrounding neighborhood that the applicant proposes to vacate;
2. Any applicant must not owe delinquent taxes to the City of Lansing;
3. Any application for consent to the transfer of employment shall give notice to the City at least three (3) months prior to the effect of any such transfer. The application shall be reviewed by the Lansing Economic Development Corporation;
4. The Lansing Economic Development Corporation shall provide assistance to any applicant in working with the City's agencies for matters which need, but not limited to: zoning, public or private land availability, and tax or other economic incentives;
5. The firm relocating outside of the City has demonstrated a positive attempt and has consulted the Lansing Economic Development Corporation in an effort to upgrade or expand facilities at its present location or to relocate within the City of Lansing; and

Whereas, the Ren Plastic request meets the above conditions and Meridian Township has approved a resolution of intent to consent to employment transfers;

Now, Therefore, Be It Resolved, that the Ren Plastics request for consent to a transfer of employment pursuant to a project for which an industrial facilities exemption certificate is sought from Meridian Township is hereby approved.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Gunther, Lindemann, McKane, Worthington—6.

Nays: Councilman Blair—1.

By ECONOMIC DEVELOPMENT COMMITTEE—

CITY OF LANSING RESOLUTION APPROVING PROJECT PLAN

(Southwind Park II Project)

An excerpt from the minutes of a regular meeting of the City Council of the City of Lansing, Counties of Ingham, Clinton and Eaton, Michigan, held in Lansing City Hall at 7:00 o'clock p.m., Michigan Time, on September 2, 1980, at which the following members were present:

Councilman Adado, Belen, Blair, Gunther, Lindemann, McKane, Worthing; and the following were absent: Councilman Brenke.

The following preamble and resolution were offered by Councilman Belen and supported by Councilman Blair:

Whereas, pursuant to and in accordance with the Economic Development Corporations Act, Act 338 of the Public Acts of 1974, as amended (the "EDC Act"), the City Planning Board has heretofore submitted its findings and recommendations for approval of the Southwind Park II Project Plan (a copy of which is on file with the Lansing City Clerk) for the project proposed by The Economic Development Corporation of the City of Lansing ("EDC"); and

Whereas, the Project applicant has advised this Council that American Bank and Trust Company has agreed to purchase the EDC's bonds for the Project in accordance with the following general terms and conditions:

Interest Rate: 65% of Detroit Bank and Trust Company's prime lending rate.

Term of Financing: 20 years.

Amount Borrowed: \$2,700,000 or 75% of MAI appraisal of Project.

Payments: Equal monthly principal payment plus interest.

Whereas, this City Council has given due consideration to the findings and recommendations of the City Planning Board prior to consideration of this Resolution; and

Whereas, this City Council has given notice pursuant to and in compliance with the EDC Act of a public hearing which was held heretofore on this date, in accordance with the EDC Act therein made and provided; and

Whereas, at said public hearing, the fullest opportunity was given for expression of opinion, for argument on the merits, and for introduction of documentary evidence pertinent to the Project Plan, and further, this City Council has given due consideration to all communications received in writing with reference thereto; and

Whereas, this City Council made and preserved a record of the public hearing, including all data presented thereat; and

Whereas, this City Council desires to express its approval of said Project Plan and the Project described therein, and

wishes to request The Economic Development Corporation of the City of Lansing to proceed with such Project and the financing thereof.

Now, Therefore, Be It Hereby Resolved by the City Council of the City of Lansing, as follows:

1. It is hereby determined that the Southwind Park II Project Plan prepared by The Economic Development Corporation of the City of Lansing constitutes a public purpose of the City of Lansing and said Project Plan is hereby approved as presented on this date based on the following considerations:

- (a) the findings and recommendations of the City of Lansing Planning Board;
- (b) that the Plan meets the requirements set forth in Section 8 of Act 338 of 1974, as amended;
- (c) the persons who will be active in the management of the Project for not less than one year after the approval of the Project Plan have sufficient ability and experience to manage the Plan properly;
- (d) the proposed method of financing the Project is feasible and the Economic Development Corporation has the ability to arrange the financing by sale of the bonds to American Bank and Trust Company; and
- (e) the Project is reasonable and necessary to carry out the purposes of Act 338 of 1974, as amended.

2. The Economic Development Corporation of the City of Lansing is hereby requested to proceed with the issuance of bonds to finance the acquisition of the Project.

3. All resolutions or parts thereof in conflict with this Resolution are hereby repealed, but only to the extent of such conflict.

Adopted:

Yeas—Councilman Adado, Belen, Blair, Gunther, Lindemann, McKane, Worthington—7.

Absent—Councilman Brenke—1.

Abstentions—Councilman Brenke.

STATE OF MICHIGAN }
COUNTY OF INGHAM } ss.

I hereby certify that the foregoing is a true and complete copy of a resolution adopted at a regular meeting of the City Council of the City of Lansing, Counties of Ingham, Eaton and Clinton, Michigan, held on the 2nd day of September, 1980, and that the said resolution is on file in the office of the City Clerk and is available to the public.

THEO FULTON,
Lansing City Clerk.

Dated: September 2, 1980.

Adopted by the following vote:
Unanimously.

By ECONOMIC DEVELOPMENT
COMMITTEE—

RESOLUTION APPROVING PROJECT
AREA, PROJECT DISTRICT AREA
AND APPOINTMENT OF
ADDITIONAL DIRECTORS

(Ralls Renovation Office Project)

Minutes of a regular meeting of the City Council of the City of Lansing, Michigan, held at 7:00 o'clock p.m., Michigan Time, on September 2, 1980, at which the following members were present:

Councilman Adado, Belen, Blair, Gunther, Lindemann, McKane, Worthington; and the following were absent: Councilman Brenke.

The following preamble and resolution were offered by Councilman Belen and supported by Councilman Blair:

Whereas, there exists in the City of Lansing the need for programs to alleviate and prevent conditions of unemployment, to assist and retain local industries and commercial enterprises in order to strengthen and revitalize the City's economy and to encourage the location and expansion of commercial enterprises to provide needed services and facilities to the City and its residents; and

Whereas, the Economic Development Corporations Act, being Act No. 338, Public Acts of Michigan, 1974, as amended (the "Act") provides a means by which this purpose and intent may be accomplished; and

Whereas, William R. Ralls and Rosemary Ralls, through a Company to be formed, have proposed the acquisition and construction of a new commercial facility for renovation and use as office space (the "Project") to alleviate the aforesaid conditions and provide needed services and the Project has been initiated by The Economic Development Corporation of the City of Lansing (hereinafter referred to as the "EDC"); and

Whereas, the EDC, in conformity with Act 338 of the Public Acts of 1974, as amended, has designated a project area and recommended a project district area for the Project to this City Council for its approval; and

Whereas, the Mayor of the City of Lansing has appointed two additional directors to the EDC Board who are representative of neighborhood residents or business interests which may be affected by the project.

Now, Therefore, Be It Resolved by this City Council of the City of Lansing, as follows:

1. The following project area, as designated by the EDC, be and is hereby certified as approved:

Commencing at a point 96½ feet East of the Southwest corner of Lot No. 7, Block No. 96, City of Lansing, thence North 66 feet to the North line of said lot, thence East 25½ feet, thence South 66 feet to the South line of said lot, and thence West 25½ feet to the place of beginning, T4N, R2W, City of Lansing, Ingham County, Michigan, according to the recorded plat thereof, together with and subject to the joint use of a private alley and or driveway described as: Commencing at a point 2 feet North of the Southwest corner of said Lot 8, thence East 72 feet, thence South 2 feet, thence East 50 feet, thence North 12 feet, thence West 122 feet, thence South 10 feet to the place of beginning.

2. The Project Area is zoned for its contemplated use and only the surrounding area is not expected to be affected by the project. Accordingly, the Project District Area is hereby designated as that parcel described as follows:

Commencing at a point 96½ feet East of the Southwest corner of Lot No. 7, Block No. 96, City of Lansing, thence North 66 feet to the North line of said lot, thence East 25½ feet, thence South 66 feet to the South line of said lot, and thence West 25½ feet to the place of beginning, T4N, R2W, City of Lansing, Ingham County, Michigan, according to the recorded plat thereof, together with and subject to the joint use of a private alley and or driveway described as: Commencing at a point 2 feet North of the Southwest corner of said Lot 8, thence East 72 feet, thence South 2 feet, thence East 50 feet, thence North 12 feet, thence West 122 feet, thence South 10 feet to the place of beginning.

3. It is hereby determined that there are less than eighteen (18) residents, real property owners, or representatives of establishments located within the Project District Area and, therefore, a Project Citizens District Council shall not be formed pursuant to Section 20(b) of the Act.

4. The appointment of Michael D. Haley and Gary Weston as additional directors of the EDC Board for the Ralls Renovation Office Project is hereby ratified and confirmed.

5. The City Clerk be, and is hereby directed to provide a certified copy of this resolution to the Secretary of the Board of the Corporation.

Adopted:

Yeas—Councilmen Adado, Belen, Blair, Gunther, Lindemann, McKane, Worthington—7.

Nays—None.

Not Voting—None.

Absent—Councilman Brenke—1.

STATE OF MICHIGAN }
COUNTY OF INGHAM } ss.

I hereby certify that the foregoing is a true and complete copy of the minutes of a regular meeting of the City Council of the City of Lansing, Counties of Ingham, Eaton and Clinton, Michigan, held on the 2nd day of September, 1980, and that the said minutes are on file in the office of the City Clerk and are available to the public.

THEO FULTON,
City Clerk.

Dated: September 2, 1980.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT
COMMITTEE—

RESOLUTION APPROVING PROJECT
AREA, PROJECT DISTRICT AREA
AND APPOINTMENT OF ADDI-
TIONAL DIRECTORS

(Capitol Commons Commercial/Professional
Office Project)

Minutes of a regular meeting of the City Council of the City of Lansing, Michigan, held at 7:00 o'clock p.m., Michigan Time, on September 2, 1980, at which the following members were present:

Councilmen Adado, Belen, Blair, Gunther, Lindemann, McKane, Worthington; and the following were absent: Councilman Brenke.

The following preamble and resolution were offered by Councilman Belen and supported by Councilman Blair:

Whereas, there exists in the City of Lansing the need for programs to alleviate and prevent conditions of unemployment, to assist and retain local industries and commercial enterprises in order to strengthen and revitalize the City's economy and to encourage the location and expansion of commercial enterprises to provide needed services and facilities to the City and its residents; and

Whereas, the Economic Development Corporations Act, being Act No. 338, Public Acts of Michigan, 1974, as amended (the "Act") provides a means by which this and

Whereas, E.J.S. Housing Partnership has proposed the acquisition and construction

of a new commercial facility for use as commercial office space (the "Project") to alleviate the aforesaid conditions and provide needed services and the Project has been initiated by The Economic Development Corporation of the City of Lansing (hereinafter referred to as the "EDC"); and

Whereas, the EDC, in conformity with Act 338 of the Public Acts of 1974, as amended, has designated a project area and recommended a project district area for the Project to this City Council for its approval; and

Whereas, the Mayor of the City of Lansing has appointed two additional directors to the EDC Board who are representative of neighborhood residents or business interests which may be affected by the project.

Now, Therefore, Be It Resolved by this City Council of the City of Lansing, as follows:

1. The following project area be and is hereby certified as approved:

Lots 1, 2, 3, 4, 6, 7, 8, 9 and 10, Butler and Cowles Subdivision of Block 163 of the Original Plat of the City of Lansing, Ingham County, Michigan, further described as: Beginning at the NE corner of Lot 1 of Butler and Cowles Subdivision of Block 163 of the Original Plat of the City of Lansing; thence S 00° 13' 35" W, 276.42 feet on the West line of Pine Street to the SE corner of Lot 10 of Block 163; thence N 89° 24' 25" W, 327.27 feet on the North line of St. Joseph Street to the SW corner of Block 163; thence N 00° 10' 23" E, 137.56 feet on the East line of Sycamore Street to the NW corner of Lot 6 of Butler and Cowles Subdivision of Block 163; thence S 89° 31' 16" E, 65.48 feet to the NE corner of said Lot 6; thence N 00° 10' 53" E, 137.69 feet to the NW corner of Lot 4 of Butler and Cowles Subdivision of Block 163; thence S 89° 38' 08" E, 262.02 feet on the South line of Hillsdale Street to the point of beginning. Containing 81,272 Square Feet.

2. The Project Area is zoned for its contemplated use and only the surrounding area immediately to the North and to the West is expected to be affected by the Project. Accordingly, the Project District Area is hereby designated as that property described above as the project area.

3. It is hereby determined that there are less than eighteen (18) residents, real property owners, or representatives of establishments located within the Project District Area and, therefore, a Project Citizens District Council shall not be formed pursuant to Section 20(b) of the Act.

4. The appointment of Michael D. Haley and Katherine Haar as additional directors of the EDC Board for the Capitol Commons Commercial/Professional Office Project is hereby ratified and confirmed.

5. The City Clerk be, and is hereby directed to provide a certified copy of this resolution to the Secretary of the Board of the Corporation.

Adopted:

Yeas—Councilmen Adado, Belen, Blair, Gunther, Lindemann, McKane, Worthington—7.

Nays—None.

Not Voting—None.

Absent: Councilman Brenke—1.

STATE OF MICHIGAN } ss. COUNTY OF INGHAM }

I hereby certify that the foregoing is a true and complete copy of the minutes of a regular meeting of the City Council of the City of Lansing, Counties of Ingham, Eaton and Clinton, Michigan, held on the 2nd day of September, 1980, and that the said minutes are on file in the office of the City Clerk and are available to the public.

THEO FULTON,
City Clerk.

Dated: September 2, 1980.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing Negotiating Committee and the Negotiating Committee of the Capitol City Lodge No. 141, Fraternal Order of Police, Supervisory Division have completed good faith collective bargaining, and

Whereas, the fruits of such collective bargaining are specifically encompassed within the terms of a new two year agreement between the parties, said contract having been ratified by a majority of the voting membership of the Lodge encompassing City of Lansing employees on July 14, 1980, and

Whereas, the agreement provides for an increase of 10% to the existing salaries of bargaining unit members retroactive to July 1, 1980, and other benefit changes the costs of which are within budgeted appropriations for the current fiscal year,

Now, Therefore, Be It Resolved that the Mayor and City Clerk of the City of Lansing be authorized to affix their signatures to said contract subject to approval as to form by the City Attorney and certification as to funds by the City Controller in the

manner prescribed by applicable provisions of the Lansing City Charter.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the City Council directed the Internal Auditor to investigate any and all financial transactions involving City accounts related to the employment of Mr. Marvin S. Ray in the Lansing Parks and Recreation Department, to either substantiate allegations made by Mayor Graves against Mr. Ray or, lacking substantiation, to vindicate Mr. Ray in the eyes of City Council and the Public; and

Whereas, the Internal Auditor's report concludes that Mr. Ray:

1. Does not owe the City of Lansing any money to reimburse unearned compensations;
2. Did not submit any improperly-completed time cards during his employment;
3. Was not treated differently than other personnel in the East Side Drop-In Center.
4. Enjoyed flexibility in scheduling his work hours, as an employee of both the City and State governments concurrently, so that he could work all hours necessary to fulfill his responsibilities and justify his compensation; and

Whereas, these conclusions coincide with other vindicating evidence found in two separate investigative reports by the Lansing Police Department, a late report from the State Civil Service Department, and corroborating testimony from Mr. Ray's fellow employees at the Drop-In Centers, all of which refute or cast doubt on the Mayor's allegations;

Whereas, Mr. Ray's years of community service and dedication to the noble ideals of peace and equality in Lansing have proven him to be a genuine leader, whose personal integrity has never been questioned until a continuing Mayor/Council controversy made Mr. Ray the target of an unfortunate public attack;

Now, Therefore, Be It Resolved, the Lansing City Council hereby accepts the conclusions of the Internal Auditor regarding Mr. Marvin S. Ray, since the Auditor based his findings on substantiated documents and corroborating testimony of first-hand witnesses; and

Be It Further Resolved, the City Council, on behalf of the City of Lansing, hereby publicly apologizes to Mr. Ray for any public embarrassment and notoriety he may have wrongfully suffered as a result of this unfortunate incident; and

Be It Finally Resolved, the City Council hereby commends Marvin S. Ray for his years of tireless effort on behalf of the best interests of the City of Lansing, as employee and supervisor of the Eastside Drop-In Center during periods of racial crisis, as a member and chairman of the Air Pollution Board and as a member and chairman of the Board of Water and Light, this City's most important citizen board, and wishes Mr. Ray success and warm wishes in all of his future endeavors.

By COUNCILMAN McKANE—

That the resolution be amended as follows:

That in the 4th paragraph the words "a continuing Mayor/Council" be deleted and the word "this" be inserted.

Carried.

The resolution as amended was adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

That the following transfer be made:

From:	
Warehouse Facility—	
101-936-105-975	\$ 10,000
No. 1 Station Floor—	
101-936-338-976	120,000
Alley Resurfacing—	
101-936-000-974	50,000
Grant Match—General City—	
101-936-941-965	60,000
Reserve for Contingency—	
101-941-000-963	50,000
	<hr/>
	\$290,000

To:

Exhibition Hall Project—	
101-936-813-971	\$290,000

I hereby certify that this is a properly drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Approved:

LOUIS F. ADADO,
JACK D. GUNTHER,
PATRICK LINDEMANN,
TERRY J. McKANE,
LUCILE BELEN,
SIDNEY P. WORTHINGTON,
Committee of the Whole.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Gunther, Lindemann, McKane, Worthington—6.

Nays: Councilman Blair—1.

By COUNCILMAN McKANE—

Resolved by the City Council of the City of Lansing:

That Councilman Brenke be excused from the session.

Carried.

TABLED ITEM

By COUNCILMAN BLAIR—

That the following resolution be taken from the table.

Carried.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

That the appointment of Charles S. Jones to the Board of Water and Light, for a term to expire June 30, 1984, is hereby confirmed.

By COUNCILMAN BLAIR—

That the Council recess for a period of five minutes.

Carried.

Council recessed at 8:05 p.m. and reconvened at 8:10 p.m.

By COUNCILMAN McKANE—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived for the purpose of presenting the following letter from Charles S. Jones.

Carried.

Honorable Gerald W. Graves

Mayor of Lansing

9th Floor, City Hall

Lansing, Michigan 48933

and

Honorable Louis F. Adado,

Council President,

and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Mr. Graves, Mr. Adado, and Council Members:

As of today, Friday, August 29, 1980, please accept my withdrawal from the nomination to appoint me to the Board of Water and Light. It seems that the appointment process has taken priority over the real purpose of citizen involvement in government as intended by the City Charter.

I accepted the appointment from you in good faith, Mayor Graves, and after much deliberation with the conscious thought that I could and was being asked to provide a public service to the City of Lansing. It appears, however, that I have been made a pawn in an adversary arrangement between you, Mayor Graves, and the City Council. I would like to have all of you understand that I consider your actions, in this appointment process, to be an affront to my integrity and a highly immoral disservice to the City of Lansing.

You are reminded that the section of the City Charter relating to "Citizen Involvement in Government" and "Appointment of Board Members" was not intended to provide a forum for a game between the appointing authorities. To the contrary, it was intended to provide the quality of "advise and consent" between the legislative and executive branches of government. It was assumed that this function would be exercised by reasonable officials elected by the people to serve the common good of the citizens of our city.

Thank you for your consideration to the extent that it was genuine and sincere.

Very truly yours,

CHARLES S. JONES.

Received and placed on file.

REMARKS BY THE MAYOR'S EXECUTIVE ASSISTANT

No comments.

August 29, 1980

2012 West Kalamazoo

Lansing, Michigan 48915

REMARKS BY THE CITY COUNCIL

By COUNCILMEN LINDEMANN,
BELEN—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived for the purpose of presenting items that are not listed on the agenda.

Carried.

Request from Robert C. Tynes for permission to close a portion of Guilford Circle on September 6, 1980, for a block party.

Referred to Committee on Public Property and Safety.

Request from Light's Restaurant submitting their name to be placed on the list for a Class "C" license for their establishment at 2005 North Larch Street.

Referred to Mayor, Committee on General Services.

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City of Lansing:

That the request of Mr. Robert C. Tynes to close off Gilford Circle on September 6, 1980, from 1:00 p.m.-7:00 p.m. for a block party is hereby approved, and

Be It Further Resolved, the Police and Public Service Departments shall be notified of this event.

Adopted by the following vote:

Unanimously.

September 2, 1980

Honorable Council President

Louis F. Adado

Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

Now, at long last, the brutal ordeal of Marvin Ray is at an end.

Now, at long last, the Honorable Mayor, like the emperor without clothes, is exposed as having neither dignity, nor grace, nor honor.

Now, at long last, Marvin Ray has been vindicated.

How fittingly ironic that his vindication should come from the Honorable Mayor's own hand. For who could read his twenty page, aimless, wandering diatribe of last week without shaking a head in sadness? Who could bear to see all that evident strain and stress produce not even a molecule of evidence of any wrongdoing on the part of Marvin Ray?

No, the Mayor did not make a mountain out of the proverbial molehill—he chose to make his mountain out of a no-hill.

There was paranoia enough in those pitiful pages for a lifetime—but there was pathos too. Only the electorate can do something about the paranoia at City Hall, but the City Council can, and must address the pathos.

It is now clear that Marvin Ray was removed from the Board of Water and Light for two reasons. He stood up to Mayor Graves when he thought the Mayor was wrong, and he was black. The Mayor could never tell you and the community his real reason for not renominating Mr. Ray, so he made some reasons up.

When the Honorable Mayor states he first planned to announce that decision "without any additional comment," he is probably telling the truth. But as every reporter who ever covered City Hall knows, the Mayor, much in the manner of the late Senator Joseph McCarthy, never says "no comment." When confronted by an open microphone or an open reporter's notebook, the Mayor always lets fly with something. This time he let fly at the reputation of a good and decent man named Marvin Ray.

Had it not been for City Council and the concerned group of black citizens who endorse this letter, opening up the dialogue, Mr. Ray's career would have been just another casualty, just one more of the "severely wounded by innuendo."

Now that the past two months of police state mentality is behind us and the last detective has rifled through the files of Marvin Ray's life, we pray that you will do the honorable thing by this man.

We pray the Lansing City Council will use the powers it has under the City Charter and reappoint Mr. Ray to the Board of Water and Light.

We know all the reports say the votes aren't there to over-ride a certain veto. But sometimes when public servants search their consciences in light of the blinding sunrise of fact—sometimes they can bring a new dawn for all of us.

We await that dawn which you hold in the tender grace of your hands.

Sincerely,

RUDY WILSON,
President,
Lansing Chapter, NAACP.

Received and placed on file.

Walter M. Jones, 215 Rumsey, made note that the appointment to the Board of Water and Light is from the 4th Ward.

President Adado appointed Councilman Blair to the Manpower Consortium.

President Adado appointed Councilmen Gunther, Lindemann, and Blair to a special Committee to consider the applications for the Board of Water and Light appointment.

By COUNCILMAN BLAIR—

That this meeting stand adjourned.

Carried.

Council adjourned at 8:30 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

September 2, 1980

F/B

CITY CLERK'S OFFICE

Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE

**U. S. POSTAGE
PAID**

**Permit No. 1461
Lansing, Michigan**

673

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, September 8, 1980

CITY COUNCIL ROOMS

Lansing, Michigan

September 8, 1980

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by President Adado.

Present: Councilmen Adado, Belen, Blair, Brenke, Gunther, McKane, Worthington—7.

Absent: Councilman Lindemann—1.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Gunther.

Pledge of Allegiance was led by Councilman Gunther.

PUBLIC HEARING

September 8, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed Project Plan for

the Economic Development Corporation of the City of Lansing, Greater Lansing Board of Realtors Office Project including issuance of Limited Obligation Revenue Bonds. (The project is to be located at the existing site of Horsebrook School on the north side of Grand River Avenue between Remy Drive and Westwood Avenue.)

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed project plan they had the privilege of speaking at this time.

No one spoke.

Referred to Committee on Economic Development.

**THE PUBLIC MAY NOW ADDRESS
THE CITY COUNCIL ON NON-
AGENDA ITEMS. YOU MAY SPEAK
ONLY FOR 3 MINUTES ON ANY
ONE ITEM.**

Jerry Lawson spoke and thanked the Council for the action taken on the Police Contract.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

RUBBISH HAULER—

Felipe R. Gonzales, Carl Kreager.

Referred to Committee on General Services.

Request from Holt Alumni Association for special 24-hour liquor permit for October 11, 1980, at the Washington Avenue Armory.

Referred to Mayor, Committee on General Services.

Robert B. Stevenson, representing the Fairview Heights Association, submits an application for a Commercial Redevelopment District for 1612 and 1616 East Michigan Avenue.

Referred to Mayor, Economic Development Corporation.

The Downtown Business Council submits notice about the arrival of Michigan Arttrain in Riverfront Park from September 23, 1980, through September 29, 1980.

Referred to Mayor, Committee of the Whole.

The Michigan Air Pollution Control Commission submits notice of a public hearing to be held in Lansing on October 6, 1980, on the Motor Vehicle Emissions Inspection/Maintenance Program.

Referred to Mayor.

Consumers Power Co. submits notice of public hearing to be held on September 8, 1980, in regard to monthly billings.

Received and placed on file.

Letter from State of Michigan—Department of Commerce submitting an updated compiled copy of the Mobile Home Commission's rules.

Referred to Mayor, Planning Department.

Letter from Francis S. Rock in regard to proposed I-69 expressway.

Referred to Mayor, Committee on Physical Development.

**MAYOR'S EXECUTIVE ASSISTANT
COMMENTS ON ANY ITEM ON
THE AGENDA**

No comment.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING ITEMS LISTED ON THE AGENDA: COMMUNICATIONS AND PETITIONS, COMMITTEE REPORTS, REPORTS OF CITY OFFICERS AND BOARDS AND RESOLUTIONS. YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

Francis Rock spoke relative to proposed I-69.

REPORTS OF COMMITTEES

The COMMITTEE ON GENERAL SERVICES approves the following applications and bonds for licenses:

RUBBISH HAULER—

Felipe R. Gonzales, Carl Kreager.

Signed:

WILLIAM A. BRENKE,
TERRY J. McKANE,
LOUIS F. ADADO,
Committee on General Services.

By COUNCILMAN BRENKE—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

**REPORTS OF CITY OFFICERS
AND BOARDS**

September 3, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

Lansing, Michigan 48933

10th Floor, City Hall

Dear Council President and Members:

Due to the untimely death of Daniel Balasses, a member of the Board of Electrical Examiners of the City of Lansing, I am recommending to you for your consideration and confirmation the name of Joseph E. "Gene" Ducharme, to fill the vacancy, which term expires in June of 1984.

In compliance with Ordinance requirements, Mr. Ducharme is employed by the

Board of Water and Light as a Commercial Energy Advisor. He resides at 1523 Boston Blvd. in the City of Lansing.

Trusting this recommendation meets with your approval, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 9/4/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Public Service Director Re: Grant Amendment No. 5 to include development of an Industrial Pretreatment Program

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

DATE: 9/4/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Public Service Director Re: City of Lansing's Authorized Representative for EPA Grants

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

DATE: 9/4/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director Re: CDC No. 1 recommendation to include acquisition of 1203 W. Lenawee and 1219 W. Lenawee

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 9/4/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Administrative Services Director Re: Parcel No. 3301-06-428-001 (Delta River Drive)

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 9/4/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Finance Department Re: Sale of Vacant Lots: 1209 S. Holmes, 1319 New York

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

RESOLUTIONS

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing is currently participating in the Construction Grants for Wastewater Treatment Works Program administered by the U.S. Environmental Protection Agency under P.L. 95-217; and

Whereas, it is necessary for the City of Lansing to designate an authorized representative;

Now, Therefore, Be It Resolved, that the City of Lansing hereby designates the Director of Public Service as the authorized representative.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing has received and accepted a Grant from the United States Environmental Protection Agency and the State of Michigan for a Step I Facilities Plan; and

Whereas, it is required that an Industrial Pre-treatment Program be developed prior to approval of any Step II Grants; and

Whereas, the United States Environmental Protection Agency has offered the City of Lansing an amendment to the original grant, increasing the amount of the Grant by \$116,325, which represents 75% of the increased costs. The City's share of this Grant Amendment No. 5 would be \$31,027; and

Whereas, the work task involved is required as defined in 40 CFR 35.907-b;

Now, Therefore, Be It Resolved, that the City of Lansing hereby accepts the Grant Offer in the amount stated above, and authorizes the City to enter into the Grant Agreement.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council has established a Lansing Commercial Redevelopment District CRD-8-79 in the City of Lansing, pursuant to Act 255, 1978, and

Whereas, L W C Company has submitted an application for a Commercial Redevelopment Exemption Certificate in said Commercial Redevelopment District CRD-8-79; and

Whereas, a hearing was held on L W C Company's application for an exemption certificate on September 2, 1980, at which time all interested persons had an opportunity to be heard, and

Whereas, L W C Company has met the requirements for said exemption certificate as required in Public Act 255, and

Whereas, this Council finds that the granting of this exemption certificate, considered together with the aggregate amount of Industrial Facilities and Commercial Redevelopment Exemption Certificates previously granted and currently in force shall not have the effect of substantially impeding the operation of the City of Lansing nor impairing the financial soundness of taxing units levying ad valorem property taxes in the City of Lansing; see memo-

randum of the Finance Director dated August 12, 1980, attached hereto;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing approve the application from L W C Company for an exemption certificate in Lansing Commercial Redevelopment District CRD-8-79 and shall remain in effect for a period of 12 years.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing has initiated action to establish a Lansing Commercial Redevelopment District CRD-13-80 pursuant to Public Act 255 of 1978; and

Whereas, the property involved is commonly known as the "Foxson Site," more particularly described as:

Lot 1, Lot 2 and the north 44 feet of Lot 3, Block 112, Original Plat, City of Lansing.

Whereas, due notice has been given for a public hearing on said petition; and

Whereas, at such hearing held on the 2nd day of September, 1980, all parties interested therein were heard and given due consideration; and

Whereas, after considering all the testimony presented to this Council, this Council has determined that the proposed District is zoned for business uses and has been so zoned for three years prior to the effective date of P.A. 255 and is characterized by obsolete commercial property and a decline in commercial activity.

Now, Therefore, Be It Resolved, that the Council of the City of Lansing hereby establishes a Lansing Commercial Redevelopment District CRD-13-80 at the above described property.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, McKane, Worthington—6.

Nays: Councilman Blair—1.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing has initiated action to establish a Lansing Commercial Redevelopment District CRD-12-80 pursuant to Public Act 255 of 1978; and

Whereas, the property involved is commonly known as the "100 Block," more particularly described as:

Block 100, Original Plat, City of Lansing.

Whereas, due notice has been given for a public hearing on said petition; and

Whereas, at such hearing held on the 2nd day of September, 1980, all parties interested therein were heard and given due consideration; and

Whereas, after considering all the testimony presented to this Council, this Council has determined that the proposed District is zoned for business uses and has been so zoned for three years prior to the effective date of P.A. 255 and is characterized by obsolete commercial property and a decline in commercial activity;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing hereby establishes a Lansing Commercial Redevelopment District CRD-12-80 at the above described property.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, McKane, Worthington—6.

Nays: Councilman Blair—1.

By COMMITTEE ON ECONOMIC DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

Resolved by the City Council of the City of Lansing that Michael D. Haley be approved to serve as Temporary Director on the Economic Development Corporation Board of Directors for the following projects:

Aztec Properties

Capitol Commons

L.W.C. Project

Michigan Association of Counties

Spadafore Distributors

100 Block Office Building

Adopted by the following vote:

Unanimously.

By COMMITTEE ON ECONOMIC DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

Resolved by the City Council of the City of Lansing that George Hess be approved to

serve as Temporary Director on the Economic Development Corporation Board of Directors for the following projects:

Bauch Building

Michigan Theatre

100 Block Hotel

Adopted by the following vote:

Unanimously.

By COMMITTEE ON ECONOMIC DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

Resolved by the City Council of the City of Lansing that Howard T. Spence be approved to serve as Temporary Director on the Economic Development Corporation Board of Directors for the following projects:

Michigan Association of Counties

Spartan Store Project

100 Block Office Building

Adopted by the following vote:

Unanimously.

By COMMITTEE ON ECONOMIC DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

Resolved by the City Council of the City of Lansing that Thomas J. Papiernik, Sr., be approved to serve as Temporary Director on the Economic Development Corporation Board of Directors for the following projects:

Bauch Building

Federal Forge

Michigan Brass & Electric

100 Block Retail

100 Block Parking

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT I

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the Mayor and City Council of the City of Lansing that it is hereby determined to be a public necessity to con-

struct Sanitary Sewer in N. Grand River Ave. (north side) from Logan Street easterly to serve 2420 N. Grand River Ave. See Council resolution July 7, 1980.

That the Department of Public Service be and hereby is directed to cause to be prepared so far as necessary, diagrams and plats of the whole of said district, and/or plans and specifications for such project, and is further directed to estimate in detail the cost of said project, and furnish said information to the Council.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the Mayor and City Council of the City of Lansing that it is hereby determined to be a public necessity to construct Sanitary Sewer in Viking Street from existing manhole north to Fauna Ave. and in Fauna Ave. from Viking Street west 160 ft. to serve parcel "G" as ordered. See Council resolution July 7, 1980.

That the Department of Public Service be and hereby is directed to cause to be prepared so far as necessary, diagrams and plats of the whole of said district, and/or plans and specifications for such project, and is further directed to estimate in detail the cost of said project, and furnish said information to the Council.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT II

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

That the plans and specifications returned by the Department of Public Service in pursuance of the resolution of this Council, Resolution Date—7/7/80

P.S. No. 54086—Sanitary

Ordered

Property Benefited: All lands fronting on Fauna Avenue from Viking Street west 160 ft. to serve Parcel "G" excepting all public streets and other lands deemed not benefited.

Resolution Date—7/7/80

P.S. No. 15050—Sanitary

Property Benefited: All lands fronting on the east side of Logan Street from the existing sewer north to North Grand River Avenue and the north side of N. Grand

River Avenue from Logan Street easterly to serve 2420 N. Grand River Avenue,* excepting all lands deemed not benefited.

be received, approved and placed on file.

The Engineer's estimated expense of said improvements are as follows:

Project No. P.S. 54086

SANITARY—

Intersection and City Contribution	\$38,000.00
Assessable to Property Owners	18,100.00
Total Project Cost	\$56,100.00

STUBS—

Intersection and City Contribution	\$ 0
Assessable to Property Owners	900.00
Total Project Cost	\$ 900.00

TOTAL SANITARY—

Intersection and City Contribution	\$38,000.00*
Assessable to Property Owners	19,000.00
Total Project Cost	\$57,000.00

*City's Portion Sanitary Sewers Acct. No. 590-536-608-974

That the Purchasing Director be directed to advertise and let for bid the specifications for said projects as submitted by the Department of Public Service.

That the City Assessor be, and is directed, to make special assessment installment rolls, based upon bids to be received and other related costs of construction, and return same to the City Council.

These projects are a part of the Fauna Avenue and Others Sanitary Sewer Contract P.S. 54086.

I hereby certify that funds are available and encumbered for the City of Lansing's share of said project.

CHARLES S. REMENAR,
City Controller.

Adopted by the following vote:

Unanimously.

By COUNCILMAN McKANE—

Resolved by the City Council of the City of Lansing:

That Councilman Lindemann be excused from the session.

Carried.

By COUNCILMAN BELEN—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived for the purpose of presenting items that are not listed on the agenda.

Carried.

Request from Pregos, Inc., for a Council resolution acknowledging that their organization is a non-profit organization and request for a Bingo license.

Referred to Committee on General Services.

**REMARKS BY THE MAYOR OR HIS
EXECUTIVE ASSISTANT**

No comments.

REMARKS BY THE CITY COUNCIL

Councilman Gunther introduced 2 students from Maple Valley High School.

Bernard Sinclair, Holt, Mich., spoke re: Section E at Evergreen Cemetery.

George Sinadinos spoke.

By COUNCILMAN BELEN—

That the meeting stand adjourned.

Carried.

Council adjourned at 7.50 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

September 8, 1980

F/B

CITY CLERK'S OFFICE
Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

TRUCK ORD.

BULK RATE
U. S. POSTAGE
PAID
Permit No. 1461
Lansing, Michigan

681

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, September 15, 1980

CITY COUNCIL ROOMS

Lansing, Michigan
September 15, 1980

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by President Adado.

Present: Councilmen Adado, Belen, Blair, Gunther, Lindemann, McKane, Worthington—7.

Absent: Councilman Brenke—1.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Belen.

Pledge of Allegiance was led by Councilman Belen.

By COUNCILMAN McKANE—

That the Council Proceedings of August 18 and 25, 1980, be approved.

Carried.

REVIEWING ASSESSMENT ROLLS No. 280

This is the time set for hearing appeals on the special assessment roll for Curb and Gutter on Rolfe Road from Miller Road to the north end of street.

No appeals.

This is the time set for hearing appeals on the special assessment roll for Curb and Gutter on Vine Street from Magnolia Street to Fairview St.

No appeals.

This is the time set for hearing appeals on the special assessment roll for Curb and Gutter on Bristol Road from Reo Road to the south end of street.

No appeals.

Referred to Committee on Physical Development.

**THE PUBLIC MAY NOW ADDRESS
THE CITY COUNCIL ON NON-
AGENDA ITEMS. YOU MAY SPEAK
ONLY FOR 3 MINUTES ON ANY
ONE ITEM.**

George Sinadinos spoke.

Karen Flint, 918 Porter St., spoke in regard to car running into her place and asks if guard rail can be erected.

Referred to Committee on Public Properties and Safety.

Chas. Smith, 411 N. Cedar St., asked if resolution can be passed relative to the black newspaper, "Response."

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

AUCTIONEER—Harley Hatcher.

PUBLIC DRIVER—Thomas Robert Carr.

Referred to Committee on General Services.

Card of appreciation from family of Dan Balasses.

Received and placed on file.

Request from The Roary Corporation for "Final Preliminary Approval" on plat of Burlstone.

Referred to Mayor, Planning Board.

Request from Walter Nellier Enterprises, Inc., for approval of preliminary plat of Westwood Park No. 2.

Referred to Mayor, Planning Board.

Request from John Bondarenko for the recertification of the final plat of Cloverland Square Subd.

Referred to Mayor, Planning Board.

The Roary Corporation submits preliminary plat of Midwood Meadow with filing fee.

Referred to Mayor, Planning Board.

Notice of damage to automobile owned by Victoria Martinez after the gate of the

Civic Center parking lot came down upon the automobile.

Referred to Mayor, City Attorney.

Letter from Thomas L. Walsh, Sr., requesting that the City replace three Verbarra Yews Trees that were cut down by mistake at the Evergreen Cemetery.

Referred to Mayor, City Attorney.

Petition filed for rezoning:

Z-29-80—

Commencing NE Corner Lot 1, thence N 89° 58' 20" W 517.38', S 02° 32' 18" E 640.0', S 08° 51' 59" W 85.01' S 26° 24' 19" W 214.08' for point of beginning, thence S 89° 58' 20" E to the west right-of-way line of Riverfront Drive, thence southerly along said west right-of-way line to the north right-of-way line of the alley located approximately one hundred and ten (110±) north of Michigan Avenue, thence along said right-of-way line 228.52', thence N 19° 40' 32" E 184.22' to the point of beginning. Also that part of Lot 7 lying west of the last course of above described and the waters edge, Block 245, Original Plat, City of Lansing, Ingham County, Michigan, from "A" One Family Residential District to "G" Business District—(113 N. Riverfront Drive and 115 N. Riverfront Drive).

Referred to Mayor, Planning Board.

Request from the Kiwanis Club of Lansing for permission to conduct an annual peanut day sale on September 26, 1980, in downtown area.

Referred to Mayor, Committee on General Services.

Requests filed for special 24-hour liquor permits for:

The Independent Order of Foresters—September 27, 1980—National Guard Armory.

Esquires Unlimited—September 26, 1980—National Guard Armory.

Referred to Mayor, Committee on General Services.

The Michigan Commission on Handicapped Concerns requests permission to place a banner on the overpass near the Capitol on Walnut St. on October 5-11, 1980, for National Employ the Handicapped Week and on October 12-18 for National Handicapped Awareness Week.

Referred to Mayor and Committee on Public Properties and Safety and the Dept. of Management and Budget of the State.

Request from Lansing Regional Chamber of Commerce for permission to serve wine at the welcoming reception for the Michigan Artrain at Riverfront Park West—September 24, 1980.

Referred to Mayor, Committee on General Services.

Request from Edward W. Sparrow Hospital for permission to remove the curb, gutter, sidewalk, and curb projection on East Michigan Avenue to create the new emergency room entrance drive.

Referred to Mayor, Planning Board.

Letter signed by Duane Civils and James Springer of the Center of Handicapper Affairs in regard to pathramps in the 100, 200, 300 blocks of S. Washington Avenue.

Referred to Mayor.

Notice from Michigan Department of Public Health of a public hearing to be held in September, 1980, on the proposed rules relating to housing.

Referred to Mayor, Housing Director.

MAYOR'S EXECUTIVE ASSISTANT COMMENTS ON ANY ITEM ON THE AGENDA

No remarks.

**THE PUBLIC MAY NOW ADDRESS
THE CITY COUNCIL ON ANY OF
THE FOLLOWING ITEMS LISTED
ON THE AGENDA: COMMUNICA-
TIONS AND PETITIONS, COMMIT-
TEE REPORTS, REPORTS OF CITY
OFFICERS AND BOARDS AND
RESOLUTIONS. YOU MAY SPEAK
ONLY FOR 3-MINUTES ON ANY
ONE ITEM.**

The following persons spoke on Marvin Ray issue:

Rudolph Wilson, 1920 William, president of NAACP.

Dr. Ray Jackson, 2613 Montgeo, Greater Lansing Urban League.

Dorothy Wilson, 1920 William.

Leonard Tate, 1131 Coolidge.

W. N. Smith, 1301 W. Hillsdale.

Chas. Smith, 411 N. Cedar.

James Springer, 1026 E. Michigan Avenue, spoke relative Handicapper Affairs.

Ann Edwards, 1111 Climax, spoke relative truck route.

REPORTS OF COMMITTEES

The COMMITTEE ON GENERAL SERVICES approves the following applications and bonds for licenses:

AUCTIONEER—Harley Hatcher.

PUBLIC DRIVER—Thomas Robert Carr.

Signed:

**TERRY J. McKANE,
LOUIS F. ADADO,
Committee on General
Services.**

By COUNCILMAN McKANE—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PUBLIC PROPERTIES AND SAFETY, to whom was referred the Excess State Highway Property C/S 33083—Parcels 164, 165, and 171, reports as follows:

To concur with the recommendation from the Planning Department and the Mayor's office that the City should not purchase these parcels located between Miller Road and Edgewood Boulevard.

Signed:

**PATRICK LINDEMANN,
SIDNEY P. WORTHINGTON,
JAMES D. BLAIR,
Committee on Public
Properties and Safety.**

By COUNCILMAN LINDEMANN—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PUBLIC PROPERTIES AND SAFETY, to whom was referred the Act-28-80 Sale of Land to City, reports as follows:

To concur with the Planning Board and the Mayor to decline the offer to buy a parcel of property located in East Lansing

immediately west and south of the I-496 and Trowbridge Road interchange.

Signed:

PATRICK LINDEMANN,
JAMES D. BLAIR,
Committee on Public
Properties and Safety.

By COUNCILMAN LINDEMANN—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PUBLIC PROPERTY AND SAFETY, to whom was referred the Ordinance of the City of Lansing, providing for the repeal of Sections 31-155, 31-156, 31-157, 31-158 and 31-159 of Chapter 31 of the Code of Ordinances, City of Lansing, Michigan, and declaring same to be null and void and of no effect for the purpose of updating and strengthening provisions concerning trucks, reports as follows:

That said ordinance be passed.

Signed:

PATRICK LINDEMANN,
SIDNEY P. WORTHINGTON,
Committee on Public
Property and Safety.

By COUNCILMAN LINDEMANN—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PUBLIC PROPERTY AND SAFETY, to whom was referred the Ordinance of the City of Lansing, Michigan, providing that Chapter 31 of the Code be amended by adding new section to be numbered 31-155, 31-156, 31-157 and 31-158, to update and strengthen current provisions concerning trucks, reports as follows:

That said ordinance be passed.

Signed:

PATRICK LINDEMAN,
Committee on Public
Property and Safety.

By COUNCILMAN LINDEMANN—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PUBLIC PROPERTY AND SAFETY, to whom was referred the Ordinance of the City of Lansing providing that Chapter 31 of the Code of Ordinances be amended by revising section 31-2 by adding subsections (37) through (49) inclusive to update and strengthen current provisions concerning trucks, reports as follows:

That said ordinance be passed.

Signed:

PATRICK LINDEMANN,
Committee on Public
Property and Safety.

By COUNCILMAN LINDEMANN—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

September 8, 1980

President Louis Adado and
Members of City Council

Re: Claim of Donald Smelker in the
amount of \$300

Dear President Adado and
Members of City Council:

The claimant seeks reimbursement for replacement of a flowering plum tree located on his property at 1516 Harding Street, Lansing. The tree was allegedly damaged during a thunderstorm on July 20, 1980, by a falling limb from a maple tree owned by the City of Lansing.

The Superintendent of Forestry for the City of Lansing was unable to locate a purple plum at the above address, however, he did observe a crabapple tree with two broken limbs.

The claimant appears not to be alleging negligence on the part of the City of Lansing, as he makes no claim that the maple tree was in poor condition prior to the storm or that the City had notice of any problem regarding the tree. The City tree was described as being in "good condition with no apparent defects" by the Superintendent of Forestry, which description also eliminates any theory of notice to the City that such an accident might happen should a storm occur. Therefore, it appears that the City was not negligent with regard to this incident and, therefore, is not liable to the claimant.

In addition to the absence of negligence as a basis for liability, Michigan law MCLA 691.1407; MSA 3.996(107) immunizes a municipality from tort liability where it is engaged in the exercise of a governmental function. The case of *Parker v Highland*

Park, 404 Mich 183; 273 NW2d 413 (1978) limited the scope of the term "governmental function" to those activities which are essential to governing—those activities which are *sui generis* governmental. Based upon the application of common law, statute and case law to the facts at hand, this office concludes that the function of maintaining trees on the public right of way would be classified solely governmental in nature and one for which no liability would attach.

Therefore, while it is unfortunate that the claimant suffered a loss resulting from an act of nature, this office is of the opinion that the City is not liable for the damage to claimant's tree and that the claim should be denied.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN LINDEMANN—

That we concur in the recommendation of the City Attorney that said claim be denied.

Carried.

DATE: September 9, 1980

To: Council President Louis Adado, Mayor
Gerald Graves & City Clerk Theo Fulton

FROM: Edward J. Piloske, Principal Internal Auditor

SUBJECT: Follow-up Report of the Lansing Art Gallery C.E.T.A. Title II Interim Monitoring Audit

Per our transmission of August 4, 1980, pertaining to an adverse audit opinion of the Lansing Art Gallery C.E.T.A. Title II contract, we have provided an audit follow-up report to provide protection of City interests.

Our report reviewing the status of the agency's questioned contract and our recommendations are enclosed. Internal Audit has concluded its investigations and refers the matter to the administration for appropriate action.

Received and placed on file.

September 8, 1980

Mayor Gerald W. Graves

Council President Louis Adado
and City Council Members

Re: Elizabeth Upjohn d/b/a Kalamazoo
Artcraft EDC Project

Dear Mayor Graves and City
Council Members:

We are forwarding to you a resolution

approved by the Lansing Economic Development Corporation at a meeting held on September 3, 1980, approving the Resolution of Inducement, Determination of Proposed Project Area and Retention of Bond Counsel. Therefore, it will be necessary for you to appoint two (2) Temporary Trustees to this project.

The proposed project is located at Keystone and Enterprise Street of the Midway Industrial Park, in Lansing, Michigan, and they are requesting approximately Eight Hundred Thousand Dollars (\$800,000) in EDC bonds.

The Economic Development Corporation is in the process of developing a Project Plan to be presented to you at a future date.

Also, we are requesting that you certify the approval of the designation of said Project Area and designate the Project District Area without the formation of a Project Citizens District Council in accordance with the requirements of Sections 8(1) and 12(1) of the Economic Development Corporations Act, Act No. 338 of the Public Acts of 1974, as amended.

Sincerely yours,

EMERSON B. OHL,
Executive Director.

Referred to Committee on Economic Development.

September 8, 1980

Mayor Gerald W. Graves,

Council President Louis Adado
and City Council Members

Re: Triad Investment Firm EDC Project

Dear Mayor Graves and City
Council Members:

We are forwarding to you a resolution approved by the Lansing Economic Development Corporation at a meeting held on September 3, 1980, approving the Resolution of Inducement, Designation of Project Area and Designation of Bond Counsel. Therefore, it will be necessary for you to appoint two (2) Temporary Trustees to this Project.

The applicant proposes to acquire land and buildings known as Thomas Brothers Garage, located at 1408 East Michigan Avenue, Lansing, Michigan, and proposes to acquire a residential home known as 1414 East Michigan Avenue which is immediately to the East of Thomas Brothers Garage for the purposes of constructing and renovating Thomas Brothers Garage into a medical office facility and demolishing the residential home for use as additional parking space for the medical office facility. They are requesting approximately Nine Hundred Fifty Thousand Dollars (\$950,000) in EDC bonds.

The Economic Development Corporation is in the process of developing a Project Plan to be presented to you at a future date.

Also, we are requesting that you certify the approval of the designation of said Project Area and designate the Project District Area without the formation of a Project Citizens District Council in accordance with the requirements of Sections 8(1) and 12(1) of the Economic Development Corporations Act, Act No. 338 of the Public Acts of 1974, as amended.

Sincerely yours,

EMERSON B. OHL,
Executive Director.

Referred to Committee on Economic Development.

DATE: 9/5/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Director of Building Safety and Development Re: Trash Removal Assessment

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

By COUNCILMAN LINDEMANN—

That we concur in the recommendation of the Mayor and said assessment be placed on the December tax roll.

Carried.

DATE: 9/9/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Director of Building Safety and Development Re: Weed Assessment

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

By COUNCILMAN LINDEMANN—

That we concur in the recommendation of the Mayor and said assessments be placed on the December tax roll.

Carried.

September 8, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Flolor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

The Lansing Police Department competed in the 43rd Annual Michigan Police Pistol Match, which was held at the Jackson, Michigan Police Department's Pistol Range, September 4, 1980, (commonly referred to as the Governor's Match).

The Team consisted of:

Chief Richard Gleason

Deputy Chief Stanley Burnett

Captain Carroll Lee

Sgt. Richard Miles

Officer Michael Wahl

The Team fired a score of 1436-46X, which is believed to be the highest score ever shot in Class A.

Deputy Chief Stanley Burnett fired a score of 293-10X, which was the highest score in our class.

Chief Richard Gleason had the 2nd highest score in the Rapid Fire Match, and also fired 2nd highest in the Chief's Match.

The Lansing Police Department outshot all teams who were competing in the Match. The State Police are in Class AA, as is the Detroit Police Department, and in years past have been the top teams at the Match, however, this year the Lansing Police Department outshot the State Police by 18 points and the Detroit Police Department by 28 points.

Many other departments approached the City and inquired about our shooting program, after the Lansing Police Department had decisively defeated all competitors. The reputation of the Lansing Police Department was greatly enhanced after our great shooting.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file.

DATE: 9/10/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Planning Director Re: Organizational Meetings for the Southeast Area Comprehensive Plan

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

DATE: 9/10/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Department Re: Southwest Area Comprehensive Plan 1990

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

September 11, 1980

President Louis Adado and Members
of Lansing City Council

City Hall

Lansing, Michigan 48933

Re: Proposed Street Closings in the
Capitol Commons Neighborhood Development Area

Dear Gentlemen:

Please be advised that public improvement work is about to begin in the Capitol Commons Neighborhood Development Area. This work will include a variety of activities including the removal of curb and gutter, sidewalks, street surfaces and street lighting within parcels to be redeveloped. We are therefore requesting that you close the following street areas:

- Sycamore Street between the southern edge of its intersection with Kalamazoo Street and the northern edge of its intersection with Hillsdale Street
- Lenawee Street from a point approximately 337 ft. west of the midpoint of the intersection of Butler and Lenawee to the western edge of the intersection of Pine and Lenawee.
- Hillsdale Street from a point approximately 337 ft. west of the midpoint of the intersection of Butler and Hillsdale to the western edge of the intersection of Sycamore and Hillsdale.

It should be noted that these streets areas will be eventually vacated and will become part of the land sold to the developer. A temporary cul-de-sac will be constructed by the City (in the current contract) for

use until the homes along Hillsdale Street are purchased and the property is ready for development.

I have attached a proposed resolution for your consideration.

Thank you for your attention to this matter.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

September 11, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

Please find attached a request from Martin Block Corporation regarding the company's special assessment for the east-side sewer separation. Martin Block is requesting a four year installment of this special assessment. This matter has been reviewed by City Assessor Paul Creevy, and although installments are not normally available for commercial or industrial property, Mr. Creevy concurs in this request. He indicates that similar consideration was given to Martin Block several years ago on a similar special assessment for curb and gutter in that area.

I would recommend your acceptance of this request.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Ways and Means.

September 11, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

On the City Council agenda of September 2, 1980, a request was forwarded to this office and to the Committee on Public Properties and Safety for a taxicab license for Handi-Trans. The company proposes to provide transportation service for handicapped citizens, operating a 1976 Ford van.

This proposal by Handi-Trans does not conflict with the Transportation Services Integration Project (TSIP) completed in recent years by the Planning Department. The City Attorney has reported to my office that prior to a license being issued, Handi-Trans should offer adequate proof of insurance for passenger liability adequate to comply with state law and at a minimum of \$15,000 per person, \$25,000 per occurrence, and a penal bond in the amount of \$5,000. Following issuance of the license for the company, City Council must also license each driver of the company before it begins operations.

I would also recommend that City Council consider this proposal in light of existing operations of the Capital Area Transportation Authority (CATA). CATA presently operates a Spec-Tran service Monday through Friday until 9:30 p.m. which averages fifty passengers daily. Spec-Tran is currently subsidized from the general CATA budget at \$180,000 per year. A proposal is expected in the near future to the CATA Board of Directors for a contract between CATA and Courtesy Cabs to operate after 9:30 p.m. and during weekends. Because of the large amounts of public dollars already going to the CATA system, it is recommended that City Council very carefully consider the impact of the Handi-Trans proposal on existing and proposed CATA operations.

If the above items are adequately resolved, it would be my recommendation that Handi-Trans be approved for a taxicab license.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Properties and Safety.

DATE: 9/11/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group Re: Fairview Heights Associates request for establishment of Commercial Redevelopment District

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 9/11/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group Re: Parkside Company application for Commercial Facilities Exemption Certificate

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 9/11/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group Re: Beurle request for establishment of Industrial Development District at 2301 Raymond Drive

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 9/11/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group Re: EDC request for certification of project area, establishment of project district area, determination of necessity of establishing citizens district council for Vintage Investment project

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 9/11/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Director of Building Safety and Development Re: Request for Public Hearing—211 S. Logan, 313 S. Larch, 1016 W. Washtenaw, 1025 Beech

St., 1021 W. Washtenaw, 512 W. Genesee,
120 Shepard, 319 S. Logan

The attached correspondence is forwarded
with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Prop-
erty and Safety.

DATE: 9/11/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached cor-
respondence from the Planning Director
Re: Designation of Public Hearing Date
on the Physical Development Plan for
Neighborhood Development Area No. 4

The attached correspondence is forwarded
with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical De-
velopment.

DATE: 9/11/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached cor-
respondence from the Planning Director
Re: Urban Parks Recovery Plan

The attached correspondence is forwarded
with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Prop-
erties and Safety.

DATE: 9/11/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached cor-
respondence from the Planning Director
Re: ACT-23-79—Exchange of Park Prop-
erty Located Adjacent to Tecumseh Street

The attached correspondence is forwarded
with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Prop-
erty and Safety.

DATE: 9/11/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached cor-
respondence from the Planning Director
Re: Act-24-78 (disposition of excess prop-
erty—Stabler St.)

The attached correspondence is forwarded
with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Prop-
erty and Safety.

DATE: 9/11/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached cor-
respondence from the Planning Director
Re: SUP-10-80—2045 W. Jolly Rd.

SUP- 9-80—1800 block of Hoyt Ave.

The attached correspondence is forwarded
with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical De-
velopment.

DATE: 9/11/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached cor-
respondence from the Planning Director

Re: P-13-80—Four Season on the River
Subdivision Tentative Ap-
proval of Preliminary Plat

P- 8-80—Westmont Subdivision Re-
vised Plan

P- 5-80—Ingham Park Subdivision
Final Plat

P-12-80—Westwood Subdivision No. 2
Tentative Preliminary Plat

P- 4-79—Trapper's Cove No. 3 Final
Plat

P- 3-79—Keep's Meadows Subdivision
Final Plat

The attached correspondence is forwarded
with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 9/11/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director

Re: Z-25-80—501 Townsend St.
Z-16-80—3400 N. Turner St.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

RESOLUTIONS

By PHYSICAL DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing is considering the rehabilitation of a blighted area, Neighborhood Development Area No. 4, which is within the City of Lansing; and

Whereas, the City of Lansing has prepared a Master Plan which is sufficiently advanced to designate this area as being in need of rehabilitation; and

Whereas, pursuant to Michigan Act 344 of the Public Acts of 1945 as amended, the district area has been designated as the proposed development area and the Citizens' District Council has been organized for the district area; and

Whereas, said Council and the City of Lansing have been acting in accordance with the requirements of Michigan Act 344 of the Public Acts of 1945 as amended; and

Whereas, the proposed project may be undertaken in accordance with Michigan Act 344 of the Public Acts of 1945 as amended and in cooperation with the Federal Government for financial assistance under the Housing and Community Development Act of 1974; and

Whereas, a development plan has been prepared for the area which includes proposals for the rehabilitation of residential structures, the application of residential rehabilitation standards, the acquisition and removal of selected residential structures, the relocation of families and individuals whose residences are acquired, the availability of financial assistance to property owners for housing rehabilitation, the rezoning of selected property, and the improvement of public facilities. And further, the plan designates the location and extent of streets and other public facilities;

the location, character, and extent of permitted public and private uses; the location, character, extent, and estimated cost of improvements. The plan includes statistical data relating to numbers of persons residing within the area, number to be displaced, and characteristics of the population and housing supply in the area; and

Whereas, pursuant to Michigan Act 344 of the Public Acts of 1945 as amended, a public hearing must be held on the physical development plan for the development area; and

Whereas, the City of Lansing Charter, Article 3, Chapter 3, Section 3-303, requires that a public hearing be held on proposed ordinances;

Now, Therefore, Be It Resolved, that a public hearing be held at the regular meeting of the City Council on Monday, October 20, 1980, at 7:00 p.m. This hearing will be simultaneously to consider the proposed Physical Development Plan for Neighborhood Development Area No. 4 and to consider amending Chapter 36 of the Code of Ordinances of the City of Lansing by establishing a new article, Article XIVB, Development Plan as may be amended for a Community Development Project to be known as Neighborhood Development Area No. 4 within Neighborhood District Area No. 4, and adding new sections to be numbered Section 36-139.7 through 36-139.8 for the purpose of establishing the plan.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, Pregos, Inc., is a Michigan non-profit corporation located in the City of Lansing; and

Whereas, Pregos, Inc., is involved in serving the Lansing community and its citizens of Hispanic descent by sponsoring athletic teams, sponsoring classes in Mexican culture and dancing and by engaging in charitable activities; and

Whereas, it is necessary that the City Council of the City of Lansing recognize Pregos, Inc., as a non-profit community service organization so that such a bingo license may be issued; now, therefore, be it

Resolved, that the City Council of the City of Lansing hereby finds and declares that Pregos, Inc., a Michigan non-profit corporation located at 1109 David Street, Lansing, Michigan, is a non-profit corporation engaged in community service in the City of Lansing.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the appointment of Florence E. Fraser to serve on the Police Board for a term to expire on June 30, 1982, is hereby approved.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the deed for a parcel of land purchased from the Department of Natural Resources has been lost before it could be recorded; and

Whereas, for the Department of Natural Resources to issue a new deed, the Mayor and City Clerk must sign an affidavit swearing that the deed has been lost;

Now, Therefore, Be It Resolved that the Mayor and City Clerk will hereby be authorized and directed to sign the affidavit that the deed to the property described below has been lost.

Com. at intersection E line West-Bury Road and Sly line Delta River Dr., th S 263.6 ft., Ely 2 ft., N to S line Delta River Dr., Wly to beg.; Sec. 6, T4N, R2W.

Parcel No. 3301-06-428-001—On Delta River Drive

Date of Deed: May 27, 1975

DNR Deed No. 105736

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council has established a policy regarding the disposition of vacant lots in Neighborhood Development Areas; and

Whereas, Section 8-403.4 of the City Charter of the City of Lansing requires that City Council approve proposed sales of real estate,

Now, Therefore, Be It Resolved by the Lansing City Council that the following proposed sales be and are hereby approved:

To Ethel Mather, the property legally described as the north 16.5 feet of Lot 71, Excelsior Land Company Subdivision, City of Lansing, Ingham County, Michigan. (Part of 1209 S. Holmes, No. 3301-22-255-031-1).

To Shelby G. and Judith K. Greene, the property legally described as the south 16.5 feet of Lot 71, Excelsior Land Company Subdivision, City of Lansing, Ingham County, Michigan. (Part of 1209 S. Holmes, No. 3301-22-255-031-1).

To George H. Lambert, the property legally described as the north 16.5 feet of Lot 17, Highland Park Subdivision, City of Lansing, Ingham County, Michigan. (Part of 1319 New York Avenue, No. 3301-10-176-271-4).

To Oliver R. and Laura M. Daugherty, the property legally described as the south 16.5 feet of Lot 17, Highland Park Subdivision, City of Lansing, Ingham County, Michigan. (Part of 1319 New York Avenue, No. 3301-10-176-271-4).

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council has established a policy regarding the disposition of vacant lots in Neighborhood Development Areas; and

Whereas, Section 8-403.4 of the City Charter of the City of Lansing, requires that City Council approve proposed sales of real estate,

Now, Therefore, Be It Resolved by the Lansing City Council that the following proposed sale be and is hereby approved:

To Yvonne E. Simmons, a single woman, the property legally described as the West 26 feet of Lot 11, except the south 52.5 feet, Mishler's Subdivision, City of Lansing, Ingham County, Michigan. (Part of 1223 West Lenawee, Parcel No. 3301-17-453-611-5).

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing Jaycees have requested the City Council's approval to hold their Fifth Annual "Oktoberfest" open to

the general public, on September 26th, 27th, and 28th, and

Whereas, the Committee on Public Properties and Safety has reviewed the following items which require approval:

1. Hours of Operation:

- a. 12 Noon, September 26 through Midnight, September 26.
 - b. 11:00 a.m., September 27 through Midnight, September 27.
 - c. 12 Noon, September 28 through 6:00 p.m., September 28.
2. To sell beer and wine during the above hours and dates.
 3. To sell food during the above mentioned hours and dates.
 4. Utilization of the parcel of land located in the Downtown Business District bounded by Michigan Avenue on the South, Grand Avenue on the East, Ottawa Street on the North, and the Washington Square Mall on the West.

Now Therefore, Be It Resolved, the City Council of the City of Lansing hereby approves the dates, the location, hours of operation, and sale of beer and wine, for the 5th annual Oktoberfest, and

Be It Further Resolved, the Lansing Jaycees have agreed to provide adequate sanitary facilities, a first aid station, trash receptacles and security, and

Be It Further Resolved, the City Council extends its full support and best wishes for a successful "Oktoberfest" in the hope the citizens of Lansing may enjoy some real "Gemütlichkeit."

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing Planning Board has recommended the purchase of three parcels of land located on Marywood and South Washington Avenue, and

Whereas, the Committee on Public Properties and Safety has reviewed this recommendation and concurs with the reasoning of the Planning Board,

Now, Therefore, Be It Resolved, the City Council of the City of Lansing hereby approves the purchase and transfer of title from Ingham County for three parcels of land located on Marywood and South Washington Avenue.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES—

Resolved by the City Council of the City of Lansing:

Act-23-79 Parkwalk
Tecumseh Park Exchange

Whereas, Mr. Robert Hudson of 1827 Tecumseh River Drive proposed to the City of Lansing an exchange of properties as follows:

A strip of City owned land known as the Tecumseh Park Parkwalk, legally described as a strip of land 12 feet in width and 182 feet in length, situated between lots 13 and 14 of River Forest, South Plat Subdivision, City of Lansing, County of Ingham, State of Michigan, in exchange for a strip of land of equal size owned by Mr. Hudson and situated immediately east of the above described property; and

Whereas, the Planning Board reviewed, under Act 285 of Michigan Plat Acts of 1931, the impact of the parkwalk through the exchange and recommended that the exchange be supported as proposed; and

Whereas, the Committee on Public Properties of City Council concurs with the recommendations of the Planning Board;

Now, Therefore, Be It Resolved, that the request to exchange public property as described above be approved subject to the rules and regulations governing such an exchange; and

Be It Further Resolved, that the issue of disposing of the public land be placed before the people of the City of Lansing at the next general election, November 4, 1980, in the following form:

SHALL THE CITY COUNCIL BE AUTHORIZED TO DISPOSE OF THAT PART OF TECUMSEH PARK ADJACENT TO TECUMSEH STREET SOUTHEASTERLY TO GRAND RIVER FOREST, SOUTH PLAT SUBDIVISION, LANSING, MICHIGAN, AND WHICH IS LEGALLY DESCRIBED AS:

A strip of land 12 feet in width and 182 feet in length, situated between Lots 13 and 14 of River Forest, South Plat Subdivision, City of Lansing, County of Ingham, State of Michigan,

IN RETURN FOR A BENEFIT TO BE REALIZED OF NOT LESS THAN THE FAIR MARKET VALUE AS APPRAISED BY THE CITY ASSESSOR.

YES () NO ()

and;

Be It Further Resolved, that the City Clerk be, and is hereby, directed to prepare sufficient ballots to supply the demand

for absent voters ballots, as above set forth; and

Be It Further Resolved, that this resolution containing the above proposal be posted in a conspicuous place in each polling place in the City of Lansing; and

Be It Further Resolved, that the votes cast upon such question shall be counted, canvassed and returned and that the results thereof determined in a like manner, and by the same officials as prescribed for in the general election; and

Be It Further Resolved, that the City Clerk certify the ballot wording to the County Clerk in conformance with the requirements of state law; and

Be It Finally Resolved, that the City Clerk give ten (10) days notice of the submission of said proposal to the electors; such notice to conform to the provisions of the City Charter and State law relative to elections, and further that she cause a true copy of this resolution to be published and circulated twice in a daily newspaper in the City of Lansing, and that said first publication be at least ten (10) days prior to the date upon which said proposal is to be voted upon as herein provided.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, four sections of the City's new Truck Route Ordinance were determined to require additional clarification including dates for certain actions, and

Whereas, the specific requirements of the City in regard to the intent of these four sections must accompany the ordinance to insure clarity,

Be It Therefore Resolved, the City Council of the City of Lansing approves the following conditions attached to the inclusion of W. Willow Street from N. Logan west to the City limits, Aurelius Road from Cavanaugh north to East Main Street, East Main Street from South Pennsylvania east to Aurelius Road, and Heald Place from E. Main Street west to the I-496 access ramp in the Truck Route Ordinance:

- 1) West Willow Street from N. Logan Street to the City limits shall be treated as a "Class A" segment of the Truck Route until June 1st, 1982. In the interim, the administration, through its various departments will monitor not only the specific maintenance of this segment of Willow but also the rate of the road surface deterioration and the "quality of life" for residents along the route, including upkeep of properties

and relevant concerns of the neighborhood.

- 2) Aurelius Road from Cavanaugh north to East Main Street will be taken from the Truck Route as of December 1st, 1980, pending a satisfactory solution to problems of road surface condition (needs upgrading) as well as truck traffic in the residential areas.
- 3) East Main Street from South Pennsylvania east to Aurelius Road will also be removed from the Truck Route effective December 1, 1980, pending a satisfactory solution relative to the problems of pedestrian safety and existent dangerous intersections.
- 4) Heald Place from East Main Street west to the I-496 access ramp will be removed from the Truck Route on December 1, 1980, pending, once again, the presentation of a satisfactory solution to the pedestrian and traffic safety problems in the area.

Be It Further Resolved, this resolution shall be passed concurrently with the new Truck Route Ordinance.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

SUP-2-80
1923 Roberts Lane

Whereas, in accord with the provisions of Section 36-42(12) of the Lansing Zoning Code, a request was made by Mr. Michael K. Sturley, representing the Clinton, Eaton, Ingham Community Mental Health Board, to obtain a special use permit to allow the operation of an adult foster care family home to provide care for a maximum of six (6) mentally retarded adults upon the premises commonly known as 1923 Roberts Lane, more particularly described as:

Parcel number: 3301-28-228-301 and Parcel number: 3301-28-228-041;

Lots 24 and 25, McKim's Subdivision, City of Lansing, Ingham County, Michigan;

and

Whereas, the City Council, in accord with the recommendation of the Planning Board and the report of the Physical Development Committee, did on June 30, 1980, officially express its intent to approve said special use permit upon certification by the Planning Department, the Department of Building Safety and Development and the Fire Prevention Bureau that all necessary code compliance alterations have been completed,

and subject further to the condition that the Community Mental Health Board maintain continued contact with the neighborhood; and

Whereas, representatives of the Planning Department, the Department of Building Safety and Development and the Fire Prevention Bureau have inspected the above described premises and do certify that all necessary code compliance alterations have been completed;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing hereby grants special use permit number 2 of 1980 to allow the operation of an adult foster care family home to provide care for six (6) mentally retarded adults on the above described premises, subject to the condition that the Community Mental Health Board maintain continued contact with the neighborhood; and

Be It Further Resolved, that the City Clerk be, and she is hereby, directed to notify the applicant of this decision of the City Council.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

P-3-80

Lancan Village South Subdivision #3
Final Approval of Preliminary Plat

Whereas, Geert D. Mulder and Sons have requested final approval of the preliminary plat of Lancan Village South Subdivision No. 3; Lots 118 through 176, inclusive; and

Whereas, the Planning Department, in accord with the provisions of Section 37-8(5) of the Lansing Subdivision Regulations Ordinance, has reviewed this application and recommended approval thereof; and

Whereas, the Physical Development Committee of the Council has reviewed the report of the Planning Department and concurs therewith;

Now, Therefore, Be It Resolved, that the preliminary plat of Lancan Village South Subdivision No. 3 be given final approval subject, however, to all conditions as set forth by the City Council at the time of tentative preliminary approval; and

Be It Further Resolved, that the City Clerk be, and she is hereby, directed to notify the applicant of this approval.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

P-6-79

Webster Farms Subdivision #4
Final Approval of Preliminary Plat

Whereas, Roy Markey has requested final approval of the preliminary plat of Webster Farms Subdivision No. 4; and

Whereas, the Planning Department, in accord with the provisions of Section 37-8(5) of the Lansing Subdivision Regulations Ordinance, has reviewed this application and recommended approval thereof; and

Whereas, the Physical Development Committee of City Council has reviewed the report of the Planning Department and concurs therewith;

Now, Therefore, Be It Resolved, that the preliminary plat of Webster Farms Subdivision No. 4 be given final approval subject, however, to all conditions as set forth by the City Council at the time of tentative preliminary approval; and

Be It Further Resolved, that the Clerk be, and she is hereby, directed to notify the applicant of City Council's action.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

P-9-80

Edgewood Glenn Subdivision
Final Approval of Preliminary Plat

Whereas, David Beal and Kenneth Tableman have requested final approval of the preliminary plat of Edgewood Glenn Subdivision; and

Whereas, the Planning Department, in accord with the provisions of Section 37-8(5) of the Lansing Subdivision Regulations Ordinance, has reviewed this application and recommended approval thereof; and

Whereas, the Physical Development Committee of City Council has reviewed the report of the Planning Department and concurs therewith;

Now, Therefore, Be It Resolved, that the preliminary plat of Edgewood Glenn Subdivision be given final approval subject, however, to all conditions as set forth by the City Council at the time of tentative preliminary approval; and

Be It Further Resolved, that the Clerk be, and she is hereby, directed to notify the applicant of this approval.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, a vacancy has existed on the Board of Water and Light since July 1st, 1980, and

Whereas, the City Council has assumed the charter mandate to select a candidate to fill the vacancy, and

Whereas, the special nominating committee of Council has nominated Mr. Clinton Canady, III to serve on the Board of Water and Light as the Fourth Ward representative,

Now, Therefore, Be It Resolved, the City Council of the City of Lansing hereby approves and confirms the appointment of Mr. Clinton Canady, III to the Board of Water and Light for a term to expire on June 30th, 1984.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT IV

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

That the special assessment roll for 1980 Curb and Gutter Construction:

Assessment Roll No. 280—
PS 76102

Property Benefited: All lands fronting on Rolfe Road from Miller Road to the north end of street, excepting all public streets and alleys and other lands deemed not benefited.

Assessment Roll No. 280—
PS 38035

Property Benefited: All lands fronting on Vine Street from Magnolia Street to Fairview Street, excepting all public streets and alleys and other lands deemed not benefited.

Assessment Roll No. 280—
PS 65090

Property Benefited: All lands fronting on Bristol Road from Reo Road to the

south end of street, excepting all public streets and alleys and other lands deemed not benefited.

as returned by the City Assessor be and the same is hereby ratified and confirmed, and the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to collect said tax on or before the 15th day of December, 1980.

All projects are a part of the 1980 Curb and Gutter Contract, PS 38035.

Adopted by the following vote:

Unanimously.

By WAYS AND MEANS COMMITTEE—

Resolved by the City Council of the City of Lansing:

That the following transfers be made:

\$ 37,500.00 from Professional Services—
Conversion—Data Processing
A/C 101-221-000-801

\$ 12,500.00 to Accounting—Overtime
A/C 101-201-000-709

25,000.00 to Accounting—Professional Services
AC 101-201-000-801

\$ 3,150.00 from Assessor—Operating
Supplies
A/C 101-209-000-740

540.00 from Elections—Printing and
Forms
A/C 101-191-000-729

6,200.00 from Income Tax—Printing
and Forms
A/C 101-224-000-729

6,550.00 from Operational Services—
Misc. & Op. Expenses
A/C 101-228-000-741

1,570.00 from Treasurer—Operating
Supplies
A/C 101-253-000-740

1,120.00 from Planning—Operating
Supplies
A/C 101-801-000-740

4,500.00 from District Court Expenditures
A/C 101-136-000-700

\$ 23,630.00 to Data Processing—
Forms, City Depts.
A/C 101-221-000-729

\$ 4,500.00 from District Court Operating
Expenses
A/C 760-136-000-740

\$ 4,500.00 to District Court—
Estimated Revenues
A/C 760-000-000-160

- \$ 570.00 from Fire Alarm Division—
Equipment
A/C 101-345-000-977
- \$ 570.00 to Fire Alarm Division—
Repair & Maintenance
A/C 101-345-000-930
- \$ 4,825.00 from Civic Center Equipment
A/C 593-539-000-977
- \$ 4,825.00 to Civic Center Main-
tenance Building &
Grounds
A/C 593-539-000-930
- \$ 26,800.00 from Estimated Revenues
A/C 640-000-000-180
- \$ 26,800.00 to Vehicles & Miscel-
laneous Equip.
A/C 640-970-000-985
- \$100,000.00 from Estimated Revenue
A/C 250-000-000-160
- \$100,000.00 to Capitol Commons—
Acquisition
A/C 252-839-06-978

I hereby certify that this is a properly
drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Approved:

JACK D. GUNTHER,
TERRY J. McKANE,
Ways and Means Committee.

By COUNCILMAN WORTHINGTON—

That the \$100,000.00 item be removed
from the resolution.

Carried.

The resolution as amended was adopted
by the following vote:

Unanimously.

INTRODUCTION OF ORDINANCES

The following ordinance of the City of
Lansing, Michigan, providing that the
Code of Ordinances be amended by adding
a New Section of be numbered 36-116.5 to
provide for an amendment to the amended
Physical Development Plan for Neighbor-
hood Development Area No. 3 within the
City of Lansing, was introduced by Coun-
cilman Worthington, read a first and second
time by its title and referred to the Com-
mittee on Physical Development.

ORDINANCES

By COUNCILMAN LINDEMANN—

The Committee reported that it had con-
sidered an ordinance providing that the

Code of Ordinances, City of Lansing, Michi-
gan, be amended by:

- a. Repealing sections 31-155, 31-156,
31-157, 31-158 and 31-159 of Chapter
31 of the Code of Ordinances and de-
claring same to be null and void and
of no effect for the purpose of updating
and strengthening provisions concern-
ing trucks.
- b. Adding new sections to be numbered
31-155, 31-156, 31-157 and 31-158 to
update and strengthen current provi-
sions concerning trucks.
- c. Revising Section 31-2 by adding sub-
sections (37) through (49), inclusive,
to update and strengthen current pro-
visions concerning trucks.

and recommended that the ordinances be
passed.

Carried.

ORDINANCE NO 577 (Truck Route)

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City
of Lansing, that the Ordinance providing
that the Code of Ordinances, City of Lan-
sing, Michigan, be amended by repealing
of Sections 31-155, 31-156, 31-157, 31-158
and 31-159 of Chapter 31 of the Code of
Ordinances and declaring same to be null
and void and of no effect for the purpose
of updating and strengthening provisions
concerning trucks, be placed on order of
immediate passage.

Carried.

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City
of Lansing, that the Ordinance providing
that the Code of Ordinances, City of Lan-
sing, Michigan, be amended by repealing
of Sections 31-155, 31-156, 31-157, 31-158
and 31-159 of Chapter 31 of the Code of
Ordinances and declaring same to be null
and void and of no effect for the purpose
of updating and strengthening provisions
concerning trucks, be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 577

AN ORDINANCE OF THE CITY OF
LANSING, MICHIGAN, PROVIDING FOR
THE REPEAL OF SECTIONS 31-155,
31-156, 31-157, 31-158 and 31-159 OF
CHAPTER 31 OF THE CODE OF ORDI-
NANCES, CITY OF LANSING, MICHIGAN,
AND DECLARING SAME TO BE
NULL AND VOID AND OF NO EFFECT

FOR THE PURPOSE OF UPDATING AND STRENGTHENING PROVISIONS CONCERNING TRUCKS.

The City of Lansing Ordains:

Section 1. That Sections 31-155, 31-156, 31-157, 31-158, and 31-159 of the Code of Ordinances, City of Lansing, are hereby repealed and declared null and void and of no effect.

**ORDINANCE NO. 578
(Truck Route)**

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by adding new Sections to be numbered 31-155, 31-156, 31-157 and 31-158 to update and strengthen current provisions concerning trucks, be placed on order of immediate passage.

Carried.

By COUNCILMEN LINDEMANN
AND WORTHINGTON—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by adding new Sections to be numbered 31-155, 31-156, 31-157 and 31-158 to update and strengthen current provisions concerning trucks, be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 578

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT CHAPTER 31 OF THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, BE AMENDED BY ADDING NEW SECTIONS TO BE NUMBERED 31-155, 31-156, 31-157 AND 31-158 TO UPDATE AND STRENGTHEN CURRENT PROVISIONS CONCERNING TRUCKS.

The City of Lansing Ordains:

Section 1. That Chapter 31 of the Code of Ordinances of the City of Lansing, Michigan, be amended by adding new Sections to be numbered 31-155, 31-156, 31-157, and 31-158 to read as follows:

Sec. 31-155. Truck Routes:

The roadways or portions of roadways listed in paragraph (2) of this section, in the City of Lansing are hereby designated as truck routes. All trucks shall be operated over and along the truck routes herein established. The Director of the Public

Service Department shall prepare, maintain and make available upon request maps of the City showing the designated truck routes. The Council may establish a fee for furnishing such maps.

31-155.1. Exceptions:

This section shall not prohibit:

(a) Operation of trucks upon any street when in the process of picking up or delivering goods or materials at locations off the truck routes, provided, however, that the applicable provisions of Section 31-158 shall be complied with. The above described vehicles may leave the truck routes at a point nearest the destination and shall return to the truck routes via the same route. Similarly the trucks whose origin is not on truck routes, shall proceed to a truck route via the shortest route available.

(b) Operation of emergency vehicles upon any street in the city.

(c) Operation of CATA and school buses on any city street which is part of a regular route.

31-155.2. Streets designated as truck routes within the City of Lansing:

(a) Class A: All-weather truck routes:

All Inter-State and State Trunklines and ingress and egress ramps to those trunklines within the City of Lansing.

Allegan Street—From Grand Avenue west to North Logan Street.

Aurelius Road—From Cavanaugh Road south to Willoughby Road.

Capitol Avenue—From W. Main Street north to W. Oakland Avenue.

Cavanaugh Road—From S. Cedar Street east to S. Pennsylvania Avenue.

S. Cedar Street—From Willoughby Road north to the I-96 access ramps.

Dunkel Drive—From Collins Road west and then south to E. Jolly Road.

Grand Avenue—From E. Main Street north to E. Oakland Avenue.

Jolly Road—From Collins Road west to S. Waverly Road.

N. Larch Street—From E. Grand River Avenue north to North Street.

Logan Street—From W. Kalamazoo Street north to N. Grand River Avenue.

Main Street—From Clare Street east to Pennsylvania Avenue.

Michigan Avenue—From Capitol Avenue east to Cedar Street.

Miller Road—From S. Cedar Street east to S. Pennsylvania Avenue.

Ottawa Street—From N. Logan Street east to N. Grand Avenue.

E. Paulson Street—From N. East Street east to the end.

N. Waverly Road—From City Limits (north of W. Willow St.) north to Grand River.

S. Waverly Road—From Moores River Drive south to I-96.

W. Willow Street—From N. Logan Street west to the City Limits, until June 1, 1982.

(b) Class B: Truck routes subject to Springtime restrictions:

Alpha Street—From Tisdale Avenue south to the end.

Aurelius Road—From Cavanaugh Road north to East Main Street, until December 1, 1980.

Ballard Street—From E. Oakland Avenue north to Porter Street.

Baker Street—From S. Pennsylvania Avenue west to S. Washington Avenue.

Beech Street—From Elm Street north to E. Hazel Street.

Case Street—From Porter Street north to E. Grand River Avenue.

E. Cavanaugh Road—From S. Pennsylvania Avenue east to Aurelius Road.

Center Street—From E. Saginaw Street north to E. Grand River Avenue.

Cherry Street—From E. Kalamazoo Street south to E. Lenawee Street.

Cleveland Street—From E. Saginaw Street north to May Street.

Clippert Street—From E. Michigan Avenue north to E. Grand River Avenue.

Collins Road—From E. Jolly Road north to Dunkel Drive.

David Street—From N. East Street east to the end.

Division Street—From W. Main Street south to William Street.

Dunlap Street—From S. Logan Street east to Stirling Avenue.

N. East Street—From McKinley Street north to E. Gier Street.

Elm Street—From Townsend Street east to the end.

Enterprise Drive—From Aurelius Road west and then northwesterly.

Filly Street—From N. Logan Street south-easterly and then east to Turner Street.

E. Gier Street—From N. Larch Street east to N. High Street.

S. Grand Avenue—From E. Elm Street north to the end.

E. Grand River Avenue—From N. Pennsylvania Avenue west to N. Grand River Avenue.

N. Grand River Avenue—From E. Grand River Avenue north to North Street.

E. Hazel Street—From River Street east to S. Pennsylvania Avenue.

E. Hazel Street—From S. Washington Avenue east to Grand Avenue.

Heald Place—From E. Main Street west to I-496 access ramp, until December 1, 1980.

E. High Street—From N. High Street northeast to the city limits.

N. High Street—From McKinley Street north to E. Gier Street.

Holmes Road—From S. Cedar Street west to S. Waverly Road.

N. Holmes Street—From E. Michigan Avenue north to Jerome Street.

N. Hosmer Street—From E. Michigan Avenue north to Vine Street.

Ionia Street—From N. Grand Avenue west to N. Capitol Avenue.

Jerome Street—From N. Holmes Street west to N. Hosmer.

Kalamazoo Street—From S. Pennsylvania Avenue west to S. Pine Street.

Keystone Avenue—From S. Pennsylvania Avenue easterly to Enterprise Drive.

E. Lenawee Street—From Cherry Street east to River Street.

Lenawee Street—From S. Capitol Avenue east to S. Grand Avenue.

Lincoln Avenue—From S. Pennsylvania Avenue east to Alpha Street.

Logan Street—From N. Grand River north to Sheridan Road.

Marshall Street—From E. Saginaw Street north to E. Grand River Avenue.

E. Main Street—From S. Pennsylvania Avenue east to Aurelius Road, until December 1, 1980.

May Street—From N. Pennsylvania Avenue east to Cleveland Street.

McKinley Street—From N. Larch Street east to N. High Street.

Miller Road—From S. Pennsylvania Avenue east to Aurelius Road.

Miller Road—From S. Logan Street west to the city limits.

Mt. Hope Avenue—From eastern city limits west to Pleasant Grove Road.

Olds Avenue—From northbound S. Logan Street west to Clare Street.

Park Boulevard—From S. Cedar Street east to Lyons Avenue.

Pennsylvania Avenue—From E. Grand River Avenue south to Cedar Street.

Pine Street—From W. Ottawa Street south to William Street.

Porter Street—From Case Street east to Ballard Street.

River Street—From Washtenaw Street southeast to E. Kalamazoo Street.

River Street—From Spring Street south to Elm Street.

S. Rundle Avenue—From S. Logan Street northeast to Poplar Street.

Russell Street—From N. Washington Avenue west to Seager Street.

Seager Street—From N. Grand River Avenue north to Russell Street.

Shiawassee Street—From N. Capitol Avenue east to N. Pennsylvania Avenue.

South Street Access Road—From E. Elm Street south to South Street.

Sheridan Road—From N. Logan Street east to N. East Street.

Spring Street—From S. Cedar Street west to River Street.

Stanley Street—From W. Oakland Avenue south to Osborn Road.

St. Joseph Street—From Clare Street east to Grand Avenue.

W. Thomas Street—From Turner Street west to the end.

Tisdale Avenue—From S. Pennsylvania Avenue east to Alpha Street.

Townsend Street—From W. Allegan Street south to W. Kalamazoo Street.

Townsend Street—From W. Main Street south to W. Elm Street.

Tranter Street—From E. Cavanaugh Road south to E. Jolly Road.

Turner Street—From E. Grand River Avenue north to W. Sheridan Road.

Walnut Street—From William Street north to W. Ottawa Street.

Walnut Street—From W. Ottawa Street north to W. Willow Street, until December 1, 1980.

N. Washington Avenue—From Reasoner Street north to Russell Street.

S. Washington Avenue—From W. Holmes Road north to Lenawee Street.

Washtenaw Street—From S. Pine Street east to S. Grand Avenue.

William Street—From Townsend Street west to southbound S. Logan Street.

Willoughby Road—From S. Washington Avenue east to Aurelius Road.

W. Willow Street—From N. Grand River Avenue west to N. Logan Street.

Sec. 31-156. Parking.

(a) No detached trailers shall be parked in any street or alley.

(b) No trucks shall be parked in any street for more than one hour.

(c) No vehicle shall project more than twenty (20) feet from the curb when parked.

Sec. 31-157. Restrictions as to Use of Certain Commercial Vehicles in the Central Business District.

(a) There shall be no delivery or pick-up of freight in the Downtown Truck Ordinance District by any trucks, between eleven o'clock a.m. and thirty minutes past one o'clock p.m. and between four o'clock p.m. and six o'clock p.m. of any date, from Monday to Saturday inclusive.

(b) Trash trucks will not be permitted in the area described in subsection (a) between the hours of eleven o'clock a.m. and six o'clock p.m. from Monday to Saturday inclusive.

Sec. 31-158. Size, Weight and Load.

31-158.1. Size, Weight and Load Restrictions.

(a) It is a misdemeanor for a person to drive or move or for the owner to cause or permit to be driven or moved on a highway a vehicle or vehicles of a size or weight exceeding the limitations stated in this section or otherwise in violation of this section, and the maximum size and weight specified in this section shall be lawful throughout this city.

(b) The provisions of this section governing size, weight, and load shall not apply to fire apparatus, or to implements of husbandry incidentally moved upon a highway, or to a vehicle operated under the terms of a special permit issued as provided in this section.

31-158.2. Maximum width of vehicles; exceptions.

(a) The total outside width of a vehicle or the load on a vehicle shall not exceed 96 inches except as otherwise provided in this section.

(b) The total outside width of a farm tractor or farm implement or machinery shall not exceed 186 inches. An agricultural implement wider than 108 inches shall not be moved on the highway between the hours of sunset and sunrise.

(c) The total outside width of the load of a vehicle hauling concrete pipe, agricultural products, or unprocessed logs, pulpwood, or wood blits shall not exceed 108 inches.

(d) When pneumatic tires, in substitution for the same type or other type of tires, have been or are placed upon a vehicle in operation on a highway, the maximum width from the outside of 1 wheel and tire to the outside of the opposite wheel and tire shall not exceed 102 inches, but the outside width of the body of the vehicle or the load on the vehicle shall not exceed 96 inches.

(e) The total outside width of a bus shall not exceed 102 inches.

(f) A vehicle or farm tractor, farm implement, or machinery shall not extend beyond the center line of any street except when legally authorized by law. If the width of the farm implement or machinery would make it impossible to stay away from the center line, a permit shall be obtained under subsection 10 hereunder.

31-158.3. Passenger-type vehicles; projected load.

A passenger-type vehicle shall not be operated on a highway with a load carried on the vehicle extending beyond the line of the fenders on the left side of the vehicle nor extending more than 6 inches beyond the line of the fenders on the right side of the vehicle.

31-158.4. Height and Length of Vehicles.

(a) Height; collision with bridge or viaduct, Liability for damages.

A vehicle unloaded or with load shall not exceed a height of 13 feet 6 inches. The owner of a vehicle which collides with a lawfully established bridge or viaduct, including a pedestrian bridge, shall be liable for all damage and injury resulting from a collision caused by the height of the vehicle, whether the clearance of the bridge or viaduct is posted or not.

(b) Length of vehicles; combinations.

A vehicle, except a trailer or semi-trailer, including load, shall not exceed a total length of 40 feet. However, impact-absorbing bumpers installed on the vehicle itself shall not be considered part of the vehicle for the purposes of determining maximum length allowable under this subsection. A combination of truck-tractor and trailer or semi-trailer including load shall not exceed a total length of 55 feet, except that a combination of truck-tractor, semi-trailer and trailer or truck and semi-trailer or trailer including load may exceed a total length of 59 feet but shall not exceed a

total length of 65 feet. A combination of truck-tractor, semi-trailer, and trailer or truck and semi-trailer or trailer including load, exceeding 59 feet in length, unless designed and used exclusively to transport assembled motor vehicles or bodies, recreational vehicles or boats may be operated only on such highways and routes approved and designated for the operation by the City of Lansing authorities. A motor truck or tractor or other motor propelled vehicle shall not haul more than 1 trailer and 1 semi-trailer at any one time except that a farm tractor may haul 2 wagons or trailers, or garbage and refuse haulers during daylight hours may haul up to 4 trailers for garbage and refuse collection purposes, not exceeding in any combination a total length of 55 feet at a speed not to exceed 15 miles per hour.

(c) Load projecting beyond front bumper.

A train of vehicles or vehicle operated alone shall not carry any load extending more than 3 feet beyond the front of the train of vehicles or vehicle.

(d) Rear bumpers on certain vehicles, distance from roadway.

A motor vehicle, trailer, or semi-trailer whose frame or body extends more than 60 inches beyond the rear of the rear axle and is more than 42 inches above the roadway shall not be operated on the highways of this city unless equipped with a fender or bumper on the extreme rear of the frame or body. The bumper shall extend downward from the rear of the frame or body to within 30 inches of the roadway and be of substantial construction.

(e) Combinations transporting assembled motor vehicles, bodies, recreational vehicles or boats.

Notwithstanding any other provisions of this section, it shall be lawful to operate a combination of truck-tractor and trailer or semi-trailer, designed and used exclusively to transport assembled motor vehicles or bodies, recreational vehicles, or boats which does not exceed a total length of 60 feet. The load on such a combination of vehicles may extend an additional 3 feet beyond the front and 4 feet beyond the rear thereof. A person may operate a combination of truck-tractor, semi-trailer and trailer or truck and semi-trailer or trailer designed and used exclusively to transport assembled motor vehicles or bodies, recreational vehicles, or boats, which does not exceed a total length of 65 feet. The load on such combination of vehicles may extend an additional 3 feet beyond the front and 4 feet beyond the rear thereof. A combination exceeding 60 feet in length may be operated only on such highways and routes approved and designated for that operation by the City of Lansing authorities with respect to streets under its jurisdiction.

(f) A combination of vehicle shall not have more than 11 axles.

(g) Combinations transporting wholly or partially assembled motor vehicles.

Notwithstanding any other provisions of this section, a number of motor vehicles, wholly or partially assembled, may be transported over the streets of the City of Lansing in combination, utilizing 1 tow bar or 3 saddle mounts with full mount mechanisms and utilizing the motive power of 1 of the vehicles in combination. The combination may not exceed the maximum length of 65 feet for the transportation of assembled motor vehicles, and the vehicles in such combination shall be adequately and securely fastened together in compliance with regulations of the state and of any federal agency having jurisdiction over such transportation. When motor vehicles are towed by means of triple saddle mounts, the towed vehicles shall have brakes acting on all wheels which are in contact with the roadway. Any combination exceeding 55 feet in length may be operated only on such highways and routes approved and designated for that operation by the City of Lansing authorities with respect to streets under its jurisdiction.

31-158.5. Mobile Homes; length, height; permit for movement of over-length mobile homes; exclusion from highways; periods; designation.

(a) Notwithstanding any other provisions of this act, a person shall not operate a towing vehicle having attached a mobile home having a body length in excess of 45 feet and having a combined length of over 60 feet, a realistic body width of over 100 inches at base rail and a height of over 12½ feet on the streets of this city. The Public Service Director may issue permits required as a prerequisite for the movement of over-length and over-width mobile homes to mobile home transport companies, mobile home manufacturers or dealers and in the ordinary course of their business when requested permitting mobile homes to a width of 14 feet plus normal appurtenances not to exceed 6 inches and permitting mobile homes to a realistic body length of 70 feet and having a combined length of 85 feet and permitting combinations of housing modules having a total length not to exceed 70 feet and having a combined length of 85 feet over all highways, including interstate and defense highways. That permit shall provide the days and the times of day, but not on Saturdays, Sundays, holidays, or the noon before until the noon after a holiday, during which the movement shall take place and shall be issued only upon condition that the permittee comply with permit requirements and limitations of law, to insure the operation of a mobile home under permit in a manner which will not impede traffic on the streets and with safety in the movement of a mobile home, and only at a safe speed and when the pavement is not slippery. There shall not be movement of 14 feet wide mobile homes when the wind velocity exceeds 25 miles per hour. On units exceeding 80 feet in overall combination length, or 12 feet in overall width, the permit shall provide that the mobile home

be equipped with 2 flashing amber lights on the rear of the mobile home and 1 flashing amber light on the top of the towing vehicle. There shall be displayed on the front bumper of the towing vehicle and the back of the mobile home signs with the words "oversize load." The signs shall be of durable material, in good condition, with black lettering on interstate yellow background. Each letter shall be of block lettering not less than 12 inches high at the front and not less than 16 inches at the rear of the unit. Vehicle escort shall be required on those roads where the Lansing City Police consider escort vehicles necessary for highway safety. The distance between mobile home axle centers shall not be less than 34 inches and the axles and tires shall meet standards established by the Michigan Department of Highways and Transportation.

(b) As used in this section, "mobile home" means a prebuilt housing module or a home which is designed to be transported by a motor vehicle upon a public highway and designed, equipped, and used for sleeping, eating, and living quarters, or is intended to be so used.

31-158.6. Spilling load on roadway prohibited; logs and tubular products.

(a) A vehicle, except a commercial vehicle carrying logs or tubular products, shall not be driven or moved on a highway unless the vehicle is so constructed or loaded as to prevent its contents from dropping, sifting, leaking, blowing off, or otherwise escaping therefrom. The tailgate, faucets, and taps shall be securely closed to prevent spillage during transportation, whether loaded or empty, and the body of the vehicle shall not have any holes or cracks through which material can escape. Actual spillage of material on the street or proof thereof is not necessary to provide a violation of this section. Any street maintenance vehicle engaged in either ice or snow removal shall be exempt from this subsection.

(b) A commercial vehicle carrying a load, other than logs or tubular products, which is not completely enclosed shall either:

(1) Be loaded so that no part of the load making contact with any sideboard or side panel or rear part of the enclosure shall be within 6 inches of the top of the part of the enclosure contacted unless the load is covered with firmly secured canvas or similar type covering.

(2) Have the load securely fastened to the body or the frame of the vehicle with binders of adequate number and of adequate breaking strength to prevent the dropping off or shifting of the load.

(c) A company or individual who loads or unloads a vehicle or causes it to be loaded or unloaded with knowledge that it is to be driven on a public street in a manner so as to cause a violation of subsection (a) shall be *prima facie* liable for a violation of this section.

(d) A person shall not operate a motor vehicle carrying logs or tubular products on a highway unless the following conditions are complied with:

(1) If the logs or tubular products are loaded cross-wise or at right angles to the side of the vehicle, the logs or tubular products shall be securely fastened to the body or frame of the vehicle with not less than 2 binders which are secured to the frame at each end of the load and pass over the load so that the frame and binders completely encircle the load.

(2) If the logs or tubular products are loaded lengthwise of the vehicle, obliquely or parallel to the sides, the logs or tubular products shall be securely fastened to the body or frame of the vehicle with not less than 2 toggle binders which are secured to the frame at each end of the load and 1 wrapping binder which completely encircles the load.

(3) The toggle and wrapping binders shall be made of steel chain or a combination of steel chain and wire rope, which shall not be less than $\frac{3}{8}$ of an inch in diameter and having a breaking strength of not less than 12,000 pounds.

(e) This section shall not apply to a person operating a vehicle to transport seasonal agricultural commodities at the time of harvest or in the normal operation of the farm.

(f) Subsection (b) shall not apply to a motor vehicle transporting products in the logging industry nor to items of a load which because of their weight will not fall off the moving vehicle and which have their centers of gravity located at least 6 inches below the top of the enclosure.

(g) A person who violates this section is guilty of a misdemeanor punishable by a fine of not more than \$500 or imprisonment for not more than 90 days, or both.

31-158.7. Trailers towed by passenger vehicle, attachment.

(a) A passenger vehicle shall not be driven upon a street drawing or having attached to the passenger vehicle more than 1 vehicle or trailer.

(b) The draw bar or other connection between two vehicles, one of which is towing or drawing the other on a highway, shall not exceed 15 feet in length from one vehicle to the other. If the connection consists of a chain, rope, or cable, there shall be displayed upon the connection a red flag or other signal or cloth not less than 12 inches both in length and width.

(c) A vehicle or trailer drawn by a motor propelled vehicle shall be so attached to the vehicle with forms of coupling devices which will prevent the vehicle or trailer from being deflected more than 6 inches from the path of the towing vehicle's wheels. The vehicle or trailer shall also be connected to the towing vehicle, by suitable

safety chains or devices, one on each side of the coupling and at the extreme outer edge of the vehicle and each chain or device and connection used shall be of sufficient strength to haul the trailer when loaded.

31-158.8. Wheel and Axle Loads.

(a) The maximum axle loads shall not exceed the number of pounds designated in the following provisions which prescribe the distance between axles:

(1) When the axle spacing is 9 feet or more between axles, the maximum axle load shall not exceed 18,000 pounds for vehicles equipped with high pressure pneumatic or balloon tires.

(2) When the axle spacing is less than 9 feet between 2 axles but more than $3\frac{1}{2}$ feet, the maximum axle load shall not exceed 13,000 pounds for high pressure pneumatic or balloon tires.

(3) When axles are spaced less than $3\frac{1}{2}$ feet apart, the maximum axle load shall not exceed 9,000 pounds per axle.

(4) Subdivisions (1), (2) and (3) shall be known as the normal loading maximum.

(b) When normal loading is in effect the Director of Public Service, with respect to streets under the city's jurisdiction, may designate certain streets or sections of streets where bridges and road surfaces are adequate for heavier loading, which designation may be revised as needed, on which the maximum tandem axle assembly loading shall not exceed 16,000 pounds for any axle of the assembly.

(c) On a legal combination of vehicles, only one tandem axle assembly shall be permitted on such designated highways at the gross permissible weight of 16,000 pounds for a tandem axle and no other tandem axle assembly in such combination of vehicles shall exceed a gross weight of 13,000 pounds for a tandem axle. When the maximum gross weight of a combination of vehicles with load does not exceed 73,280 pounds, 2 tandem axle assemblies shall be permitted on such designated highways at a gross permissible weight of 16,000 pounds for a tandem.

(d) The normal size of tires shall be the rated size as published by the manufacturers and the maximum wheel load permissible for any wheel shall not exceed 700 pounds per inch of width of tires.

(e) **Springtime Restrictions.** During the months of March, April, and May in each year, the maximum axle loads allowable on all city streets except those designated as Class A all-weather truck routes shall be reduced by 35% from the maximum axle loads as specified in this chapter. The maximum wheel load shall not exceed 450 pounds per inch of tire width on all city streets except Class A streets during the period the seasonal road restrictions are in effect.

(f) The Director of Public Service, with respect to the city streets, may suspend the restrictions imposed by this section when and where in his discretion conditions of the streets or the public health, safety, and welfare so warrant and may impose the restricted loading requirements of this section on designated streets at any other time that the conditions of the street may require.

(g) For the purpose of enforcement of this act, the gross vehicle weight of a single vehicle and load or a combination of vehicles and loads, shall be determined by weighing individual axles or groups of axles and the total weight on all the axles shall be the gross vehicle weight.

31-158.9. Weight of Vehicles, Officers Authorized to Order Vehicles Stopped.

(a) A police officer or a duly authorized agent of the city having reason to believe that the weight of a vehicle and load is unlawful may require the driver to stop and submit to a weighing of the vehicle by means of either portable or stationary scales approved and sealed by the State Department of Agriculture as a legal weighing device and may require that the vehicle be driven to the nearest city weighing scales for the purpose of allowing an officer or agent of the city to determine whether the conveyance is loaded in conformity with this section.

(b) When the officer or agent, upon weighing a vehicle and load, determines that the weight is unlawful, the officer or agent may require the driver to stop the vehicle in a suitable place and remain standing until that portion of the load is shifted or removed as necessary to reduce the gross axle load weight of the vehicle to the limit permitted under this section. All material so unloaded shall be cared for by the owner or operator of the vehicle at the risk of the owner or operator. A judge or magistrate imposing a civil fine and costs under this section which are not paid in full immediately or for which a bond is not immediately posted in double the amount of the civil fine and costs, shall order the driver or owner to move the vehicle at the driver's own risk to a place of safekeeping within the jurisdiction of the judge or magistrate, inform the judge or magistrate in writing of the place of safekeeping, and there keep the vehicle until the fine and costs are paid or sufficient bond furnished or until the judge or magistrate is satisfied that the fine and costs will be paid. The officer or agent who has determined, after weighing a vehicle and load, that the weight is unlawful, may require the driver to proceed to a judge or magistrate within the city. If the judge or magistrate is satisfied that the probably civil fine and costs will be paid by the owner or lessee, the judge or magistrate may allow the driver to proceed, after the load is made legal. If the judge or magistrate is not satisfied that the owner or lessee, after a notice and right to be heard on the merits is given, will pay the amount of the probable civil fine and costs, the

judge or magistrate may order the vehicle to be impounded until trial on the merits is completed under conditions set forth in this section for the impounding of vehicles after the civil fine and costs have been imposed. Removal of the vehicle, and forwarding, care or preservation of the load shall be under the control of and at the risk of the owner or driver. Vehicles impounded shall be subject to a lien, subject to a prior valid bona fide lien of prior record, in the amount of the civil fine and costs and if the civil fine and costs are not paid within 90 days after the seizure, the judge or magistrate shall certify such unpaid judgment to the prosecuting attorney of the county in which the violation occurred, who shall proceed to enforce the lien by foreclosure sale in accordance with procedure authorized in the case of chattel mortgage foreclosures.

When the duly authorized agent of the city is performing his duties under this section, the agent shall have all the powers conferred upon peace officers by the general laws of this state.

(c) An owner of a vehicle or a lessee of the vehicle or an owner operator, who causes or allows a vehicle to be loaded and driven or moved on a highway, when the weight of that vehicle violates subsection 8 is responsible for a civil infraction and shall be assessed a civil fine in an amount equal to 2 cents per pound for each pound of excess load over 1,000 pounds when the excess is 2,000 pounds or less; 4 cents per pound of excess load when the excess is over 2,000 pounds but not over 3,000 pounds; 6 cents per pound for each pound of excess load when the excess is over 3,000 pounds but not over 4,000 pounds; 8 cents per pound for each pound of excess load when the excess is over 4,000 pounds but not over 5,000 pounds; 10 cents per pound for each pound of excess load when the excess is over 5,000 pounds. However, the court shall have discretionary power as to the amount of the civil fine within the schedule provided in this subsection and may impose a civil fine not exceeding \$100.00 where at the time of the violation either the motor vehicle, motor vehicle and semi-trailer, or trailer did not exceed the total weight which would be lawful for each unit by a proper distribution of the load upon the various axles supporting each unit.

(d) An agent or authorized representative of the city shall not stop a truck or vehicle in movement upon a road or highway within the city for any purpose, unless the agent or authorized representative is driving a duly marked vehicle, clearly showing and denoting the branch of government represented.

(e) A driver or owner of a vehicle who knowingly fails to stop when requested or ordered to do so by a police officer or a duly authorized agent of the city authorized to require the driver to stop and submit to a weighing of the vehicle and load by means of a portable scale, is guilty of a misdemeanor.

31-158.10. Special Permits for Excess Size or Weight of Other Non-Conforming Vehicles; Concrete Pipe.

(a) The Director of the Public Service Department, with respect to highways under jurisdiction of the city, may at his discretion, upon application in writing and good cause being shown, issue a special permit in writing authorizing the applicant to operate or move a vehicle or combination of vehicles of a size or weight of vehicle or load exceeding the maximum specified in this section or otherwise not in conformity with this section upon a street under the jurisdiction of the city granting the permit and for the maintenance of which the city is responsible.

(b) The application for a special permit shall be on a form prescribed by the Director of the Public Service Department and shall specifically describe the vehicle or vehicles and load to be operated or moved and the particular highways upon which permit to operate is requested.

(c) The Director of the Public Service Department, as to the city streets, may issue special permits authorizing the operation upon a street of traction engines or tractors having movable tracks with transverse corrugations upon the periphery of those movable tracks on farm tractors or other farm machinery, the operation of which upon a highway would otherwise be prohibited under this section.

(d) A permit shall specify the trip or trips and date or dates for which it is to be valid and the authority granting the permit may restrict or prescribe conditions of operation of the vehicle or vehicles, when necessary to protect the safety of the public or to insure against undue damage to the road foundations, surfaces, structures, or installations, and may require a reasonable inspection fee and other security as may be deemed necessary to compensate for damages caused by the movement.

(e) A permit issued under this section shall be carried in the vehicle or combination of vehicles to which it refers and shall be open to inspection by a police officer or authorized agent of an authority granting the permit, and a person shall not violate any of the terms or conditions of the special permit.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Section 3. This ordinance shall become effective thirty (30) days after adoption unless given immediate effect by the Lansing City Council.

ORDINANCE NO. 579

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City of Lansing, that the Ordinance providing

that the Code of Ordinances, City of Lansing, Michigan, be amended by revising Section 31-2 by adding subsection (37) through (49) inclusive, to update and strengthen current provisions concerning trucks, be placed on order of immediate passage.

Carried.

By COUNCILMAN LINDEMANN—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by revising Section 31-2 by adding subsections (37) through (49) inclusive, to update and strengthen current provisions concerning trucks, be now passed.

Adopted by the following vote:

Unanimously.

ORLNANCE NO 579

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT CHAPTER 31 OF THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, BE AMENDED BY REVISING SECTION 31-2 BY ADDING SUBSECTIONS (37) THROUGH (49) INCLUSIVE, TO UPDATE AND STRENGTHEN CURRENT PROVISIONS CONCERNING TRUCKS.

The City of Lansing Ordains:

Section 1. That Chapter 31 of the Code of Ordinances of the City of Lansing, Michigan, be amended by revising Section 31-2 by adding Subsections (37) through (48), inclusive, to read as follows:

(37) **Commercial Vehicle.** Commercial vehicle includes all motor vehicles used for the transportation of passengers for hire, or constructed or used for transportation of goods, wares or merchandise, and/or all motor vehicles designed and used for drawing other vehicles and not so constructed as to carry any load thereon either independently or any part of the weight of a vehicle or load so drawn.

(38) **Gross Weight.** Gross weight means the weight of a vehicle without load plus the weight of any load thereon.

(39) **Mobile Home.** Mobile home means a vehicle which can be drawn on a highway and is used exclusively for residential or camping purposes.

(40) **Semi-Trailer.** Semi-Trailer means every vehicle with or without motive power, other than a pole-trailer, designed for carrying persons or property and for being drawn by a motor vehicle and so constructed that some part of its weight and that of its load rests upon or is carried by another vehicle.

(41) **Tandem Axle.** Tandem Axle means 2 axles spaced more than 3 feet 6 inches and less than 9 feet apart.

(42) **Tandem Axle Assembly.** Tandem Axle assembly means 2 axles spaced more than 3 feet 6 inches and less than 9 feet apart, 1 axle in front of the other and so attached to the vehicle wherein an attempt is made by connecting mechanism to distribute the weight equally between the two axles.

(43) **Trailer.** Trailer means every vehicle with or without motive power, other than a pole-trailer, designed for carrying property or persons and for being drawn by a motor vehicle and so constructed that no part of its weight rests upon the towing vehicle.

(44) **Trailer Coach.** Trailer coach means every vehicle designed or used for dwelling or camping purposes or exclusively for camp living and drawn behind the motor vehicle.

(45) **Truck Tractor.** Truck tractor means every motor vehicle designed and used primarily for drawing other vehicles and not so constructed as to carry a load other than a part of the weight of the vehicle and load so drawn.

(46) **Truck.** Truck means any vehicle with a gross weight exceeding 10,000 pounds or a gross vehicle weight rating in excess of 10,000 pounds.

(47) **Gross Vehicle Weight Rating.** Gross vehicle weight rating is the rating assigned and printed by the manufacturer on the vehicle certification label.

(48) **Motor Home.** Motor home means a motor vehicle constructed or altered to provide living quarters, including permanently installed cooking and sleeping facilities, and is used for recreation, camping, or other non-commercial use.

(49) **Downtown Truck Ordinance District.** The Downtown Truck Ordinance District shall include all streets and portions of streets within the area described as follows: Lapeer Street on the north, the Grand River on the east, Lenawee Street on the south and Walnut Street along the west.

Section 2. All ordinances or parts of ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Section 3. This ordinance shall take effect thirty (30) days from its passage unless given immediate effect by the City Council.

By COUNCILMAN McKANE—

Resolved by the City Council of the City of Lansing:

That Councilman Brenke be excused from the session.

Carried.

By COUNCILMAN GUNTHER—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived for the purpose of presenting items that are not listed on the agenda.

Carried.

Letter from Raymond D. Baser with petition relative to having a stop sign placed at the unmarked intersection of Comfort and Theodore Streets.

Referred to Mayor and Committee on Public Properties and Safety.

By COUNCILMAN GUNTHER—

Resolved by the City Council of the City of Lansing:

That the following transfer be made:

\$1,500.00 from District Court—Salaries
A/C 760-136-000-702

\$1,500.00 to District Court—Temporary Help
A/C 760-136-000-707

I hereby certify that this is a properly drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Adopted by the following vote:

Unanimously.

REMARKS BY MAYOR'S EXECUTIVE ASSISTANT

Mr. Black spoke relative money grants to take care of Parking Lot No. 24 off the 2000 block E. Michigan Avenue and Parking Lot No. 9 off the 900 block W. Saginaw Street.

REMARKS BY THE CITY COUNCIL

Councilman Gunther spoke relative Community Recognition Day at the School for the Blind.

By COUNCILMAN McKANE—

Resolved by the City Council of the City of Lansing:

That the request from Sua, Inc., for transfer ownership of 1978 Class C license, from Richard J. Abood, transfer location from escrow at 309 N. Washington Ave., Lansing, Mich. 48933, Ingham County, to 3121 East Grand River, Lansing, Mich., Ingham County and transfer classification from Class C to B-Hotel license be approved providing signatures of all required departments have been obtained.

Adopted by the following vote:

Unanimously.

By COUNCILMAN BLAIR—

That this meeting stand adjourned.

Carried.

Council adjourned at 9:25 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

September 15, 1980

F

CITY CLERK'S OFFICE

Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE

**U. S. POSTAGE
PAID**

**Permit No. 1461
Lansing, Michigan**

707

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, September 22, 1980

CITY COUNCIL ROOMS

Lansing, Michigan,
September 22, 1980

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by President Adado.

Present: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Gunther.

Pledge of Allegiance was led by Councilman Gunther.

PUBLIC HEARINGS

September 22, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed acquisition of

properties located at 1218 Ballard St., 1223 Ballard St. and 1712 N. High St.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed acquisition they had the privilege of speaking at this time.

CITY CLERK FULTON: This is the time set for the public hearing on the proposed amendment to the physical development plan for the Northside Neighborhood Development Area No. 3 Expanded Area. This hearing is to consider an amendment prepared pursuant to the requirements of Michigan Act 344 of the Public Acts of 1945 as amended.

PRESIDENT ADADO: The Clerk will read.

CITY CLERK FULTON: The proposed amendment contains provisions for the acquisition of two residential structures at 1218 Ballard and 1223 Ballard and a vacant lot at 1712 North High Street in NDA No. 3.

PRESIDENT ADADO: Bruce Deason, Lansing Planning Department, will now proceed with the introduction of the exhibits.

BRUCE DEASON: President Adado, members of City Council, ladies and gentlemen, this public hearing is being held in accordance with Michigan Act 344 of the Public Acts of 1946, as amended, an act known as the Blighted Areas Act. For the purpose of the record, I would like to introduce seven exhibits regarding the background of these properties and activities that have occurred in preparation for this hearing.

(It is not necessary to read each of the exhibits but their description follows:

Exhibit No. 1 is a certified copy of an excerpt from Citizens' District Council No. 3 minutes of June 12, 1980, in which the members tentatively approve the acquisition of the properties at 1218 Ballard, 1223 Ballard, and 1712 North High St.

Exhibit No. 2 is a certified copy of an excerpt of the Planning Board's minutes of August 12, 1980, in which the members tentatively approve the acquisition of the properties at 1218 Ballard, 1223 Ballard, and 1712 North High St.

Exhibit No. 3 is background information on the proposed acquisition of properties 1218 Ballard, 1223 Ballard and 1712 North High Street in Neighborhood Development Area No. 3.

Exhibit No. 4 is a copy of the Resolution of the City Council setting September 22, 1980, as the date of the Public Hearing to consider the proposed plan amendment.

Exhibit No. 5 is a certified copy of the notice of Public Hearing that was published in the Lansing State Journal on September 2, 1980.

Exhibit No. 6 is an affidavit affirming that notice of the Public Hearing was mailed to residents and property owners in the district council and development areas of Neighborhood Development Area No. 3 on September 3, 1980.

Exhibit No. 7 is an affidavit affirming that notice of the Public Hearing was distributed door-to-door to the residents in the district council and development areas of Neighborhood Development Area No. 3 on September 5, 1980.)

The structures at 1218 Ballard and 1223 Ballard are in dire need of repair. A cost estimate study for the repair of both houses was undertaken and it was determined that the cost of repair was considerably more than the market values. Therefore, it is recommended that the properties be acquired and the structures demolished.

The vacant lot at 1712 North High is a parcel of land offered to the City by the Lansing School Board in exchange for property which was involved in improvements to Grand River School. The Lansing School Board has accepted its portion of the exchange. Therefore, it is recommended that this property be acquired in order to complete the transaction.

PRESIDENT ADADO: Anyone in the audience who would like to comment on the proposed acquisition of the properties at 1218 Ballard, 1223 Ballard, and 1712 North High St. in Neighborhood Development Area No. 3 and the demolition of the structures on those properties, please step to the microphone. State your name, address, and comments, keeping in mind that there may be other people who would like to be heard.

Louise Pike, 1223 Ballard Street, spoke.

PRESIDENT ADADO: If there are no further comments then the Planning Department is directed by the Chair to forward this Amendment to the Northside Neighborhood Development Area No. 3 Expanded Area Plan to the Citizens' District Council's action must be completed during the 10 day period ending on October 2, 1980.

September 22, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed Industrial Facilities Exemption Certificate for Lansing Industrial Development District IPR-1-80—

A & E Printers and Mailers, Inc.
3303 North East Street.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed certificate they had the privilege of speaking at this time.

No persons spoke.

Referred to Committee on Economic Development.

September 22, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed Commercial Redevelopment Exemption Certificate for the Commercial Redevelopment District for

Sisters Styling Salon
325 S. Grand Avenue.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed certificate they had the privilege of speaking at this time.

No persons spoke.

Referred to Committee on Economic Development.

President Adado asked that before we proceed with the rest of the meeting Mr. James Nelson be granted permission to read the following:

September 22, 1980

Honorable Mayor Graves
Council President Adado

Council Members and Council Audience

I come before you tonight to respectfully ask that all of you pause for a moment's silence to honor the memory of Mike Baguley.

"Mike," as he was known by all who knew him, was buried here in Lansing today by his dear family—loving friends and associates.

At 83 years of age, Mike left this city richer, for the fact that he lived here so many years and served all of us in so many ways.

He served on the Lansing Cemetery and Parks Board for many years. He was zealously active in the Masonic Lodge here, in many capacities and through this medium, in many ways, helped countless individuals here and in remote areas. The number of ways, would, I'm sure have delighted and surprised us all.

Mike served his country in World War I. He was a member of Veterans of Foreign Wars Association here in Lansing.

He was a Deacon at Pilgrim Congregational Church in his neighborhood.

He was at one time Active President of the Lansing Civic Players Guild.

He did much for those close to him and for many others he never knew.

He was my neighbor and my friend. He was in fact Everyone's Friend and putting proximity aside, Everyone's Neighbor in the true sense of "Love Thy Neighbor As Thyself."

We should all be aware that he voluntarily and tirelessly served us all to within a few days of Lansing's great loss.

So with a moment of silence may we honor Mike's memory and show our sincere sympathy and respect for his dear wife Mabel and all the Baguley Family.

Thank you.

May I request that this be entered into the council report, and that Mrs. Baguley be advised of it and your action here tonight.

**THE PUBLIC MAY NOW ADDRESS
THE CITY COUNCIL ON NON-
AGENDA ITEMS. YOU MAY SPEAK
ONLY FOR 3 MINUTES ON ANY
ONE ITEM.**

Gregg Gerganoff, 222 W. Kalamazoo St., spoke relative work on S. Capitol Parking Ramp.

Merle Lemon spoke re: grass at cemetery.

Frances Rock, 1700 Victor, spoke relative to 1-69.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

BOWLING ALLEY

Lansing Recreation Center, Inc.

POOL ROOM—

Hall of Fame Billiards.

THEATRE—

Cinema X, New Art Theater.

AUCTIONEER—

Charles J. Kinsey, Robert E. Howe, Jr.

Referred to Committee on General Services.

Petition submitted to Michigan Tax Tribunal by Scotmar Townhouses vs. City of Lansing, Board of Education.

Referred to Mayor, City Attorney.

Claim filed by Jan and Mike Wofston, 1133 Cawood, for damage to station wagon after hitting unsecured manhole cover while traveling south on Aurelius Road between Willard Street and Hoyt Road.

Referred to Mayor, City Attorney.

Letter of thanks from Davenport College to Fran Strolle for tour she gave students through various City Hall offices.

Received and placed on file.

Petition filed for rezoning:

Z-32-80—

Lots 57, 58, 59, except the East 20 ft. from "E-2" Drive-In Shop District to "F" Commercial District—2720 N. East Street. thereof, of Bates Jackson Subdivision, City of Lansing, Ingham County, Michigan,

Z-33-80—

Lot 12, Block 3, Plat of Turners & Smith, Subdivision, City of Lansing, Ingham County, Michigan, from "C" Two Family Residential District to "DM" Apartment District—130 East Reasoner Street.

Referred to Mayor, Planning Board.

Letter from Karen E. Prince, Aide to Ingham County Board of Commissioners, that she is replacing Ms. Pam Hart in regard to Industrial Facilities Exemption Certificates and Commercial Redevelopment Exemption Certificates.

Received and placed on file with copy to Economic Development Corporation and Economic Development Committee.

Letter from Fern Holland, 4728 Bristol Road, relative cost of curb and gutter on Bristol Road.

Referred to Mayor, and a copy to Councilman McKane.

Letter from George H. Scarlett in regard to retirement being raised.

Referred to Mayor.

Renaissance Block Association asks to block the 1100 block N. Chestnut Street for purpose of picnic block party.

By COUNCILMAN LINDEMANN:

That permission be granted upon approval of all departments concerned.

Carried.

Letter from Mrs. Dean Patterson requesting street sign on corner of Kalamazoo Street and Cherry Street be replaced.

Referred to Mayor, Traffic Engineer.

Letter from Mary Jane Teszlewicz, 127 Clifford Street, relative to damage to sidewalk and her property caused by water seepage in the street in front of her house.

Referred to Mayor.

Resolution from City of East Lansing relative employment resolution as recommended by East Lansing Economic Development Corp.

Referred to Mayor, Committee on Economic Development and Economic Development Corporation.

Letter from Michigan Women's Studies Association, Inc., relative to property at 213 W. Main Street and also asking for meeting with Mayor Graves for purpose of discussing this project.

Referred to Mayor, City Attorney.

Copy of permit to Ms. Lynne Vellenga, 1012 Grenoble Circle, relative permit in flood plain.

Received and placed on file with copy to Planning Department.

Ernst & Whinney submits Audited Financial Statements and other Financial Information for Board of Water and Light and Plan for Employees Pensions of Board of Water and Light.

Referred to Mayor, Internal Auditor and Board of Water and Light.

Marvin F. Fouty files final plat of Edgewood Glenn.

Referred to Mayor, Planning Board.

MAYOR'S EXECUTIVE ASSISTANT COMMENTS ON ANY ITEM IN THE AGENDA

Mr. Black spoke relative CATA getting Federal Funding.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING ITEMS LISTED ON THE AGENDA: COMMUNICATIONS AND PETITIONS, COMMITTEE REPORTS, REPORTS OF CITY OFFICERS AND BOARDS, AND RESOLUTIONS. YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

No persons spoke.

REPORTS OF COMMITTEES

The COMMITTEE ON GENERAL SERVICES approves the following applications and bonds for licenses:

BOWLING ALLEY—
Lansing Recreation Center, Inc.

POOL ROOM—
Hall of Fame Billiards.

THEATRE—
Cinema X, New Art Theatre.

AUCTIONEER—
Charles J. Kinsey, Robert E. Howe, Jr.

Signed:

WILLIAM A. BRENKE,
TERRY J. MCKANE,
LOUIS F. ADADO,
Committee on General
Services.

By COUNCILMAN BRENKE—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON WAYS AND MEANS, to whom was referred the letter from the City Controller requesting release of Financial Security, Sunset Hills No. 10, reports as follows:

The \$9,516.00 in financial security may be released pursuant to Section 37-25(1) of Chapter 37 of the Code of Ordinances of the City of Lansing. The City will retain \$29,600.00 in financial security to cover public improvements not yet completed.

Signed:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
TERRY J. McKANE,
Committee on Ways and Means.

By COUNCILMAN GUNTHER—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON ECONOMIC DEVELOPMENT, to whom was referred the ordinance as amended providing that Chapter 29 of the Code be amended by revising Section 29-15, 29-17, 29-19 and adding a new Sec. 29-20 to allow for the sponsorship of the Department of Housing and Urban Development for Tax Exemptions for Dwelling Units for Low Income Elderly, reports as follows:

That the ordinance be passed as amended.

Signed:

LUCILE BELEN,
PATRICK LINDEMANN,
JACK D. GUNTHER,
Committee on Economic Development.

By COUNCILMAN BELEN—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

DATE: September 18, 1980

TO: Council President Louis Adado, Mayor
Gerald Graves & City Clerk Theo Fulton

FROM: Edward J. Piloske, Principal Internal Auditor

SUBJECT: Interim Monitoring Audit of the Safety Council of Greater Lansing CETA Contract

In accordance with Section 3-402.3 of the City Charter, the Office of Internal Audit submits the following interim monitoring audit report of the Safety Council of Greater Lansing current FY 1979-80 CETA Title II contract subgranted by the City of Lansing.

As this is a report with a qualified audit opinion with exceptions that will require an audit follow-up by this Office, no response to this report will be required until after the issuance of the audit follow-up report on or about October 20, 1980.

The Office of Internal Audit has no objection to normal financial transactions continuing under this contract while the agency makes the financial and administrative adjustments to conform to CETA requirements by taking appropriate actions to resolve the audit exceptions.

Received and placed on file.

DATE: 9/18/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director Re: ACT-15-80—500 S. Washington—Use of Public Right-of-Way

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety and Committee on Economic Development.

DATE: 9/18/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the City Controller Re: Financial Security, Sunset Hills No. 10

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Ways and Means.

DATE: 9/18/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Director of Building Safety and Development Re: Request for setting a public hearing—demolition of structure located at 731 E. Kalamazoo

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 9/18/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Director of Building Safety and Development Re: Request for setting a public hearing—demolition of structure located at 738 E. Kalamazoo

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 9/18/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Traffic Engineer Re: Request for stop signs on S. Holmes Street and Walsh Street

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 9/18/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Traffic Engineer Re: Request to change existing yield signs on Averill Drive at Sandhurst to stop signs

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 9/18/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Traffic Engineer Re: Request for 4-way stop sign at intersection of Reo Road and Ingham Street

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 9/12/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Director of Building Safety and Development Re: Trash Removal Assessment

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

By COUNCILMAN LINDEMANN—

That we concur in the recommendation of the Mayor and said assessments be placed on the December tax rolls.

Carried.

DATE: 9/16/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the City Controller Re: Administrative Actions

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

September 18, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

This is to advise that the below listed individuals have been appointed to serve as members of the Police Community Relations Advisory Board to replace those members who have resigned.

Robert A. Kocsis
1225 W. Ottawa St., Lansing, Mich.

Antonio Cervantes
305 S. Lathrop St., Lansing, Mich.

John A. Tucker
1800 N. Genesee Drive, Lansing, Mich.

John V. Bailey
6244 Yunker St., Lansing, Mich.

Ann M. Fields
1003 Gordon St., Lansing, Mich.

This communication is forwarded to you for informational purposes.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file.

September 16, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

Due to the fact that James Thurston has found it necessary to resign as a member of the Human Resources Advisory Board, I am submitting to you, for your consideration and confirmation, the name of Kathleen G. Hoekstra, to fill the vacancy, which term expires June 30, 1982.

Ms. Hoekstra resides in the City of Lansing at 5518 Manor Drive and is currently Assistant Controller for Cruse Communications Company.

Trusting this recommendation meets with your approval, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Human Services.

September 17, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

This office has recently been advised by Helen Keehne that she no longer desires to serve as a member of the Public Service Board. Therefore, I am submitting to you for your consideration and confirmation, the name of Richard J. Lilly to fill said vacancy, which term expires on June 30, 1982.

Mr. Lilly resides at 440 Long Blvd., and currently is employed by the State of Michigan, Department of Transportation, as a Transportation Planner and also serves as Minister of Christian Education for Faith Wesleyan Church.

Trusting this recommendation meets with your approval, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

September 16, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

On April 11, 1980, I forwarded to you the name of Jesus Gonzales to serve as a member of the Planning Board, which you denied on July 8, 1980. Therefore, I am now submitting, for your consideration and confirmation, the name of Arnoldo Martinez to serve on said Board, which term expires on June 30, 1984.

Mr. Martinez resides in the City of Lansing at 531 Ash and is currently Administrator of Legal Proceedings for the Ingham County Probate Court.

Trusting this recommendation meets with your approval, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

September 16, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

This office has recently received a resignation from the Parks Board from Sally Bergau. Therefore, I am submitting to you the name of Michael Mitchell, for your consideration and confirmation, to fill the vacancy which term expires on June 30, 1981.

Mr. Mitchell resides at 721 N. Foster and is currently employed by State Farm Insurance Company.

Trusting this recommendation meets with your approval, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Properties and Safety.

September 18, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

This office has been advised by Marion E. Taylor that he can no longer serve as a member of the Board of Zoning Appeals. Therefore, I am submitting to you, for your consideration and confirmation, the name of Elizabeth McGinnis to fill the vacancy, which term expires on June 30, 1981.

Mrs. McGinnis resides at 515 N. Miller Road in the City of Lansing.

Trusting this recommendation meets with your approval, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

September 18, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

This is to advise that Clinton Canady, Jr., has resigned from the Fire Board of the City of Lansing. Therefore, I am requesting that you consider and confirm the transfer of John Lewis, who is currently a member of the Elected Officers Compensation Commission, to the Fire Board, which term expires on June 30, 1981.

Mr. Lewis resides in the City of Lansing at 1520 W. Lenawee.

Trusting this recommendation meets with your approval, I remain

Sincerely,

Mayor.
GERALD W. GRAVES,

Referred to Committee on Public Properties and Safety.

September 18, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

Please find attached a proposed resolution to grant an easement to the Samuel D. Ingham Building Company to allow construction of an exterior fire escape to the east side of that building over City property. This easement is necessary in that the Samuel D. Ingham Building Company cannot be assured of a permanent easement on the north end of the building near the mutual building. In order for a mortgage to be written for renovation and eventual occupancy of this building, this easement over City property is necessary.

The fire escape would be at least 14 feet above ground. It has been confirmed with Michigan Bell Telephone that the fire escape would not interfere with Michigan Bell's use of the area and loading dock on the south side of the Michigan Bell Building.

I would recommend prompt action on this matter to enable renovation to begin on this building.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Properties and Safety.

September 18, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

On Wednesday, September 17, 1980, my Administrative Assistant Steve Dougan and architect Duncan Black of the Warren Holmes-Kenneth Black Company met with representatives of the Center of Handicapper Affairs and the handicapper community in regard to the handicapper concerns about construction of the South Washington Mall. This is a response to you about those concerns which were expressed to you in their letter of September 11, 1980.

1. The handicappers indicate that pathramps at Michigan Avenue, Allegan, and Washtenaw are located outside the presently striped pedestrian crosswalk. These areas will be striped to encompass the existing crossing as well as the pathramps to satisfy this request and provide reasonable markings to indicate crossings for walkers as well as handicappers. The pathramps in these areas were located due to basement vaults which remained at Knapp's, Woolworth's, the Washington Square Building, and American Bank and Trust. However, if the present sidewalk areas are widened, these ramps would be brought into the current pedestrian alignment. Eventual widening of the Michigan Avenue sidewalk has been proposed as part of the downtown master plan but no funding exists for this project at this time. Widening of Allegan and Washtenaw is not presently proposed.

2. The handicappers indicated that there are not ramps at mid-block areas in the 100, 200, 300 blocks of the mall. 2City Council may recall a lengthy discussion before the Committee of the Whole regarding this matter last year. In fact, the raised sidewalk creating a closed end at the north end of each block was done by design. It is the City's intention to discourage pedestrians from walking among the parked and moving cars and rather to use the sidewalk at the north end of each block to cross in an east-west direction. Further, I believe City Council will find this to be an improvement during winter months for pedestrians to be above the snow and puddles which presently accumulate in the curb. The raised sidewalk will facilitate winter time travel for walkers and for wheelchairs.

3. It is agreed that one handicapper ramp from the handicapper parking space in the 100 block is close to the Morgan's clock. It appears that the other handicapper ramp from that parking space may suffice for handicappers using that spot. Revision of this configuration would necessitate relaying ten feet of new curb and four panels of concrete in addition to protecting newly laid utilities. The one path-

ramp in question can be used in a northerly manner. It may be used by some individuals going by the clock in a southerly manner. It is my recommendation that this be reviewed in the future to determine the extent of handicapped individuals who find difficulties in using this ramp.

4. The raised concrete area near the Michigan Theatre was not intended for pedestrian drop-off since the 200 block no longer allows through traffic. Rather, this concrete area was intended for a stage-type use to highlight events or activities occurring at the Theatre. It was designed with the understanding that the Michigan Theatre would continue for movies and performances. Therefore, no handicapper ramps were designed coming off this area. A handicapper parking space is located in the first space south of this area which I believe will accommodate handicapper needs related to the Theater.

5. The handicappers have indicated that the square bricks used in the mall design and the brick surface from the original street may be a hazardous surface to individuals using canes, crutches or walkers. In discussing this particular issue, it was agreed that this matter should be assessed over time to determine the extent of difficulties which may arise.

Handicappers' needs were considered by the architect in design of the mall. It appears that the extent of the problems is not large in that some portions of this construction have been done for one or two years prior to these concerns being raised. I appreciate that handicappers and other citizens may have avoided some areas downtown during the mall construction because of these inconveniences. Now that the work is nearly completed, more realistic assessments may begin as to whether significant problems exist. Further, it does appear that there was a communication problem in explaining design features to the handicapper community and enabling the handicappers to comment on those designs. The discussions conducted with handicapper representatives should enable these concerns to be more directly weighed in the future.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Properties and Safety.

RESOLUTIONS

By COMMITTEE ON GENERAL SERVICES—

Resolved by the City Council of the City of Lansing:

Whereas, the Michigan Artrain will be arriving in Lansing for a three day stay on Wednesday, September 24th, and

Whereas, the Downtown Business Council is anxious to insure a successful visit for the Artrain in Lansing, and

Whereas, the Downtown Business Council has requested permission to serve wine at a reception on board the Artrain in Riverfront Park—West on the evening of September 24th, 1980,

Now, Therefore, Be It Resolved, the City Council of the City of Lansing hereby grants permission to serve wine at the reception for the Artrain in Riverfront Park on September 24th, and

Be It Further Resolved, the Council welcomes the Artrain to Lansing and encourages the citizens of Lansing to enjoy this great cultural resource during its stay on September 25, 26, 27, when it will be open to the public.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Blair, Gunther, Lindemann, McKane, Worthington—7.

Nays: Councilman Brenke—1.

By COMMITTEE ON GENERAL SERVICES—

Resolved by the City Council of the City of Lansing:

Whereas, Court Wolverine No. 1229 of the Independent Order of Foresters has requested a 24-hour liquor permit for their annual Fall Dance.

Now, Therefore, Be It Resolved by the City Council of the City of Lansing that the Foresters' request for a 24-hour liquor permit for September 27th, 1980, from 8:00 p.m. to 1:00 a.m. at the Michigan National Guard Armory, located at 2500 South Washington Avenue is hereby approved provided the special permit is obtained from the Liquor Control Commission.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON GENERAL SERVICES—

Resolved by the City Council of the City of Lansing:

Whereas, Esquires Unlimited has requested a 24-hour liquor permit for a gathering.

Now, Therefore, Be It Resolved, the City Council of the City of Lansing hereby approves the request of Esquires Unlimited for a 24-hour liquor permit for September 26th, 1980, at the Michigan National Guard Armory at 2500 South Washington Avenue provided the special 24-hour liquor permit

is obtained from the Liquor Control Commission.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON GENERAL SERVICES—

Resolved by the City Council of the City of Lansing:

Whereas, (the Holt Alumni Association has requested a 24-hour liquor permit for their annual Holt Alumni Dance,

Now, Therefore, Be It Resolved by the City Council of the City of Lansing that the request of the Holt Alumni Association for a 24-hour liquor permit for October 11th, 1980, from 8:00 p.m. to 1:00 a.m. at the Michigan National Guard Armory at 2500 South Washington Avenue is hereby approved provided the special permit is obtained from the Liquor Control Commission.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON GENERAL SERVICES—

Resolved by the City Council of the City of Lansing:

Whereas, Cedar-96, Inc., has requested the transfer of ownership of 1978 Class C license from Paul Fershee and transfer location from escrow at 400 South Washington, Lansing, Michigan 48933, Ingham County, to 6801 South Cedar St., Lansing, Michigan, Ingham County.

Therefore, Be It Resolved, the City Council of the City of Lansing hereby approves the transfer of ownership of Class C license from Paul Fershee to Cedar-96, Inc., and the transfer location from escrow at 400 S. Washington, Lansing, Michigan, Ingham County, to 6801 S. Cedar Street, Lansing, Michigan, Ingham County, provided all other requirements of the Liquor Control Commission have been satisfied.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON GENERAL SERVICES—

Resolved by the City Council of the City of Lansing:

Whereas, the Kiwanis Club of Lansing, Michigan, will be conducting its annual "Peanut Sale" on September 26th, 1980; and

Whereas, the approximately 120 members of the Downtown Club will all be participating in this sale; and

Whereas, this particular chapter of Kiwanis International was one of the very first clubs to be formed after the organization's inception in 1920; and

Whereas, the Kiwanis Club of Lansing can be proud of its long tradition of service to the youth of our community through contributions to and support of the Boys Club, Camp Highfields and 4-H Clubs to name a few,

Now, Therefore, Be It Resolved, the City Council of the City of Lansing hereby approves of and supports the Kiwanis Club's Annual Peanut Day Sale; and

Be It Further Resolved on behalf of the citizens of Lansing, the City Council wishes the Kiwanians every success on the 26th.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, Ingham Medical Hospital has offered to buy a City-owned parcel of land in the 2800 block of Stabler Street for use as a parking area; and

Whereas, the Planning Board, based on an Act 285 Review and departmental recommendation, has agreed to the sale provided the proposed parking lot is well-screened and buffered from the surrounding residential neighborhood; and

Whereas, the Mayor has concurred in this recommendation;

Now, Therefore, Be It Resolved, the Lansing City Council hereby concurs in the Planning Board's report, and authorizes the sale of this property to Ingham Medical Hospital, based on a fair market value determination by the City Assessor.

By COUNCILMAN WORTHINGTON—

That the resolution be amended as follows:

In the last paragraph after the word "sale" insert "or lease" and place a period (.) after "Hospital". The last sentence to read "If sold the sale price be based on a fair market value determination by the City Assessor."

Councilman Belen asked to be excused from voting. Permission granted.

The amendment carried.

The resolution as amended was adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, Bernard T. McCashen, representing Handi-Trans of 204 E. North Street, Lansing, has requested a license to operate a taxi service for handicappers; and

Whereas, Handi-Trans has provided adequate proof of passenger liability insurance; and

Whereas, Handi-Trans is a private company that will supplement the handicapper transportation services provided by the Capital Area Transportation Authority;

Now, Therefore, Be It Resolved, the Lansing City Council hereby grants a taxicab license to Handi-Trans.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the request of the Michigan Commission on Handicapper Concerns to place a banner on the Walnut Street overpass near the State Capitol during October 5-18, 1980, to promote awareness of handicapper concerns, is hereby approved.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Samuel D. Ingham Building Company desires to make substantial improvements to the Samuel D. Ingham Building Company at 116 West Ottawa Street; and

Whereas, to obtain financing for the renovation of said building it is necessary for the Samuel D. Ingham Building Company to obtain an easement enabling them to construct a fire escape ladder in the event that its existing easement on the north side of the building is revoked during the term of the mortgage; and

Whereas, an exterior fire escape ladder attached to the east side of the building at 116 West Ottawa Street would project over a city owned parking lot; and

Whereas, the granting of an easement for the rise of the air space over the parking lot by the City of Lansing would permit the owner of the building located at 116 West Ottawa Street to construct the fire escape ladders; and

Whereas, the Committee of the Whole has recommended the granting of the easement for purposes of constructing said fire escape ladder at 116 West Ottawa Street; and

Whereas, the City Attorney has approved the easement as to form; Now, Therefore,

Be It Resolved, that the Mayor and City Clerk be authorized and directed to sign said Easement Grant with Samuel D. Ingham Building Company under the terms of the easement grant attached hereto.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council adopted a committee report on December 6, 1976, which removed parking meters from East Michigan Avenue in front of Bonnie and Clyde's so that valet parking for their customers could be instituted; and

Whereas, this committee report as amended designated the area at 316 E. Michigan Avenue as "No Parking," to be confirmed by ordinance; and

Whereas, such confirming ordinance was never adopted; and

Whereas, Bonnie and Clyde's no longer uses valet parking;

Now, Therefore, Be It Resolved, the Lansing City Council hereby rescinds the provisions of the committee report of December 6, 1976, re-establishing the metered parking zone in front of 316 E. Michigan Avenue, and authorizes the replacement of parking meters within this area.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Director of Building and Safety Development has requested hearings before the City Council on a number of vacant residential structures deemed unsafe and dangerous;

Now, Therefore, Be It Resolved, the Lansing City Council hereby establishes Monday, October 6, 1980, at 7:00 p.m. as the date for these hearings, to be held in the 10th floor Chambers of City Hall, to determine whether the following properties shall be demolished:

211 S. Logan Street

313 S. Larch Street

1016 W. Washtenaw Street

1025 Beech Street

1021 W. Washtenaw

512 W. Genesee Street

120 Shepard Street

319 S. Logan Street

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, it is necessary to hold a public hearing prior to the Council approval of Commercial Redevelopment Exemption Certificate for the following petitioner,

Commercial Redevelopment District
CRD-3-80

Petitioner: Parkside Company
% Richard Jankowski, D.D.S.
3325 S. Pennsylvania Avenue

Therefore, Be It Resolved, that the City Clerk give at least 10 days notice of a public hearing when all persons interested may attend and make any objections they may have to the approval of the certificate; and

Further Resolved, that the City Clerk notify the legislative body of each taxing unit which levies ad valorem property taxes in the City; and

Further Resolved, that such hearing shall be held at the Council Chambers in the City Hall on October 13, 1980, at 7:00 p.m. and that notice of such hearing be published in a publication of general circulation of said City.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT
COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, it is necessary to hold a public hearing on the proposed establishment of a Lansing Commercial Redevelopment District, CRD-15-80, Fairview Heights Associates, 1612, 1616 E. Michigan Avenue, more particularly described as:

The West 49 feet of Lot No. 2 and the East 26 feet of Lot No. 3, Block No. 1 of Hall's Addition to the City of Lansing, Ingham County, Michigan;

Now, Therefore, Be It Resolved, that the City Clerk give at least ten (10) days notice of a public hearing when all persons interested may attend and make any objections they may have to such proposed district; and

Be It Further Resolved, that such hearings be held at the Council Chambers in the City Hall on the 13th day of October ing be published in a publication of general at 7:00 p.m.; and that notice of such hearing circulation in said city.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT
COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council has established a Lansing Commercial Redevelopment District CRD-11-80 in the City of Lansing, pursuant to Act 255, 1978, and

Whereas, Spadafore Distributing Company has submitted an application for a Commercial Facility Exemption Certificate in said Commercial Redevelopment District CRD-11-80, and

Whereas, a hearing was held on Spadafore Distributing Company's application for an exemption certificate on September 2, 1980, at which time all interested persons had an opportunity to be heard, and

Whereas, Spadafore Distributing Company has met the requirements for said exemption certificate as required in Public Act 255, and

Whereas, this Council finds that the granting of this exemption certificate, considered together with the aggregate amount of Industrial Facilities and Commercial Redevelopment Exemption Certificates previously granted and currently in force shall not have the effect of substantially impeding the operation of the City of Lansing nor impairing the financial soundness of taxing units levying ad valorem property taxes in the City of Lansing; see memo-

randum of the Finance Director dated August 12, 1980, attached hereto;

Now, Therefore, Be It Resolved that the Council of the City of Lansing approve the application from Spadafore Distributing Company for an exemption certificate in Lansing Commercial Redevelopment District CRD-11-80 and shall remain in effect for a period of 5 years.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT
COMMITTEE—

RESOLUTION APPROVING PROJECT
AREA AND DESIGNATION OF
PROJECT DISTRICT AREA
(Vintage Investment Company Project)

Minutes of a regular meeting of the City Council of the City of Lansing, Michigan, held at 7:00 o'clock p.m., Michigan Time, on September 22, 1980, at which the following members were present:

Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington; and the following were absent: None.

The following preamble and resolution were offered by Councilman Belen:

Whereas, there exists in the City of Lansing the need for programs to alleviate and prevent conditions of unemployment, to assist and retain local industries and commercial enterprises in order to strengthen and revitalize the City's economy and to encourage the location and expansion of commercial enterprises to provide needed services and facilities to the City and its residents; and

Whereas, the Economic Development Corporations Act, being Act No. 338, Public Acts of Michigan, 1974, as amended (the "Act") provides a means by which this purpose and intent may be accomplished; and

Whereas, Vintage Investment Company, through a Company to be formed, has proposed the acquisition and construction of a new commercial facility for use as commercial, retail, restaurant, parking and/or office space by commercial enterprises (the "project") to alleviate the aforesaid conditions and provide needed services and the Project has been initiated by The Economic Development Corporation of the City of Lansing (hereinafter referred to as the "EDC"); and

Whereas, the EDC, in conformity with Act 338 of the Public Acts of 1974, as amended, has designated a Project Area and recommended a Project District Area for the Project to this City Council for its approval.

Now, Therefore, Be It Resolved by this City Council of the City of Lansing, as follows:

1. The Project Area, as designated by the EDC, (Parcel No. 6, Lansing Urban Renewal Project One, Michigan R87) be and is hereby certified as approved. The following legal description of the Project Area is hereby certified as approved:

The west 100 feet of the north 132 feet of Block 67, Original Plat, City of Lansing, Ingham County, Michigan, containing 13,200 square feet.

2. The Project Area is zoned for its contemplated use and the Project Area is bordered by parcels which are in need of the types of services expected to be provided by the Project. Accordingly, the surrounding property is not expected to be significantly affected by the Project. Accordingly, the Project District Area is hereby designated as that parcel described in Paragraph 1 above.

3. It is hereby determined that there are less than eighteen (18) residents, real property owners, or representatives of establishments located within the Project District Area and, therefore, a Project Citizens District Council shall not be formed pursuant to Section 20(b) of the Act.

4. The City Clerk be, and is hereby directed to provide a certified copy of this resolution to the Secretary of the Board of the Corporation.

Adopted:

Yeas: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington.

Nays: None.

Not Voting: None.

Absent: None.

STATE OF MICHIGAN }
COUNTY OF INGHAM } ss.

I hereby certify that the foregoing is a true and complete copy of the minutes of a regular meeting of the City Council of the City of Lansing, County of Ingham, Michigan, held on the 22nd day of September, 1980, and that the said minutes are on file in the office of the City Clerk and are available to the public.

THEO FULTON,
City Clerk.

Dated: September 22, 1980.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the City Council of the City of Lansing, the appointment of Mr. Joseph E. "Gene" Ducharme to the Board of Electrical Examiners as Board of Water and Light representative for a term to expire June 30th, 1984, is hereby confirmed.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, a vacancy exists on the Capitol Area Rail Council as a result of a member moving from the area; and

Whereas, Lynda J. Heal has expressed an interest in serving on that Council as one of Lansing's four representatives;

Now, Therefore, Be It Resolved, the City Council of the City of Lansing hereby confirms the appointment of Lynda J. Heal to the Capitol Area Rail Council.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the City Council establishes City wide policies and priorities; and

Whereas, the Council has reviewed the recommendations of the Mayor; and

Whereas, the City is seriously concerned about insuring service delivery in the most efficient manner; and

Whereas, the City Council recognizes the imperative need for cost containment at all levels of government;

Now, Therefore, Be It Resolved that the City Council establishes the following policies and priorities:

BUDGET POLICIES

1. **Tax Rate:** That persons responsible for preparing proposed budgets and work programs do so, both individually and collectively, to limit expenditures so that the City's tax levy can be kept at a level equal to, or lower than, the current levy while to the extent possible maintaining current service levels.
2. **New Commitments:** That no new programs or other funding proposals shall be presented to City Council without a

recommended corresponding reduction in other expenditures/programs.

3. **Financial Impact:** That no proposed program, operational change, no capital project plan or other activity which could have any financial implications for the City, either in increased costs and/or decreased revenues, be acted upon without a financial impact statement from the Finance Department submitted within a time-frame stipulated by City Council.
4. **Cost Reductions:** That the City continue to effect efficiencies and cost reductions, for existing services and that budget priority for expenditures be given to operations which demonstrate effective budget restraints.
5. **Staff Services:** That necessary staff services be provided by the appropriate staff department, and that these functions should be coordinated and provided City-wide.
6. **Budget Presentation:** That the City Council receive and review the budget in summary form, with all back-up documentation provided to Council and Internal Audit staff for review.

These policies are designed to insure coordinated comprehensive information for decision making and elimination of overlapping services. They are also intended to reflect the City's position that government cannot continue to expand. Our financial resources must be utilized carefully to obtain maximum benefit.

Be It Further Resolved, that the City Council establishes the following City-wide priorities with the stipulation that they in no way coincide with any departmental structure nor do they attempt to delineate the level of service of any function. Those matters are budgetary considerations but the priorities reflect the overall framework within which budgetary deliberations are to be made.

CITY WIDE PRIORITIES

- I. **MANDATED** (Legally required services and requisite essential operational support)

- A. **Public Safety:** The lives and homes of our citizens are the primary concern of municipal government and the City's highest priorities.

1. **Life Protection**

This includes uniform Police response to crime scenes, accidents and civil emergencies; Fire response to alarms and calls for ambulances; and Emergency Operations on civil defense, natural disaster or other such emergencies;

2. **Prevention of Life-Threatening and Hazardous Conditions**

- a) Fire prevention efforts such as community education and prefire planning; Police involvement in public education, district patrol and crime detection and prevention, and
- b) Building Safety efforts to insure proper construction and inspection for safety of public and private buildings;

3. **Road and Traffic**

Maintenance of public roadways; adequate traffic control, and police enforcement of traffic laws necessary to assure safety;

4. **Public Safety Support**

- a) Fleet operation and maintenance for police and fire;
- b) Building operations and maintenance for fire, police and emergency operations;
- c) Heavy equipment maintenance and storage for road repair.

- B. **Public Services:** Provision of basic services essential to the entire community including:

1. Sanitation and Waste Water Treatment; Rubbish Disposal and Snow Removal;
2. Sidewalk System Maintenance; Flood Control; Storm Sewer Maintenance; and
3. Support Operations including Fleet Management and Maintenance.

- C. **Administration/Monitoring/Reporting:** Legally mandated functions in the operation of municipal services and expenditure of public funds. These requirements are a legal prerequisite for existence and operation of any governmental unit.

1. Elected Officials—Mayor, Council, Clerk, District Court.
2. Financial Systems for Financial Planning; Budget Development; Budget Administration, Monitoring and Reporting; Procurement Administration; Revenue Collection through Assessments; Income Tax and Treasury.
3. Legal Services including ordinance preparation; legal advice, ordinance administration, review of classes and coordination of all City legal services.
4. Planning including A-95 and other legally required review; Capital Development Planning and Zoning Ordinance Administration.

5. Personnel/Labor Relations.
6. Affirmative Action/Equal Employment Opportunity.

II. DISCRETIONARY

- a) Economic Development and Redevelopment activities designed to foster a strong local economic base, provide jobs and assure stability within the community.
- b) Recreational Programming includes sports, parks systems, special events, civic activities, etc.
- c) Community Agency Support including human services, community promotion area wide service such as transportation, etc.

The distinction between mandated and discretionary activities does not mean lack of commitment to support and fund activities in all categories for as long as the City has resources.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, Section 3 of the Housing and Urban Development Act of 1968 requires that, to the greatest extent feasible, opportunities for training and employment arising in connection with the planning and implementation of any project assisted with Community Development Block Grant funds be provided to lower income persons residing in the area of such projects; and

Whereas, the same law requires that, to the greatest extent feasible, contracts for work to be performed in connection with such projects be awarded to business concerns which are located in or owned in substantial part by persons residing in the area of such projects;

Now, Therefore, Be It Resolved by the City Council of the City of Lansing that the attached Section 3 Affirmative Action Plan guidelines be and are hereby adopted as city policy.

Adopted by the following vote:

Unanimously.

ZONINGS

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

SUP-10-80—2045 W. Jolly Road to be used as Child Care Center.

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall be held at the Council Chamber in the City Hall on the 13th day of October, 1980, at 7:00 o'clock p.m., and that notice of such hearing be published in the official publication of said City, as required by law.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-16-80—3400 block N. Turner Street

be rezoned from "A-1" Family Residence District to "B" Residential District and the "Map" be changed to indicate such transfer;

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall be held at the Council Chamber in the City Hall on the 13th day of October, 1980, at 7:00 o'clock p.m., and that notice of such hearing be published in the official publication of said City, as required by law.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-25-80—501 Townsend Street

be rezoned from "D-1" Professional Office District to "D" Apartment District and the "Map" be changed to indicate such transfer;

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall be held at the Council Chamber in the City Hall on the 13th day of October, 1980, at 7:00 o'clock p.m., and that notice of such hearing be published in the official publication of said City, as required by law.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT V

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

That the supplementary special assessment roll for Razing a Residential Structure as per City Council Order of May 28, 1980:

Assessment Roll No. 39K—

(Was) 517 W. Hillsdale Street,

a returned by the City Assessor be and the same is hereby ratified and confirmed, and that the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to refund to all persons who have paid said tax as originally assessed the pro rata amount of difference as shown in said supplementary roll, and collect all unpaid tax as shown on said roll on or before December 22, 1980.

Adopted by the following vote:

Unanimously.

REPORT OF COMMITTEE

The COMMITTEE ON WAYS AND MEANS, to whom was referred the letter from the Mayor which contains a detail listing of the City of Lansing outstanding encumbrances at June 30, 1980, reports as follows:

That adequate funds be carried forward in the accounts identified by the Mayor for the payment of the outstanding encumbrances.

Signed:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
TERRY J. McKANE,
Committee on Ways and
Means.

By COUNCILMAN GUNTHER—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

By WAYS AND MEANS COMMITTEE—

Resolved by the City Council of the City of Lansing:

(Fiscal Year 79-80 Year-End)

That the following transfers be made:

\$ 745.00 from Operating Supplies	A/C 101-209-000-740
\$ 745.00 to Temporary Help	A/C 101-209-000-707
\$ 3,481.00 from Data Processing—	Equipment Rental
	A/C 101-221-000-943
\$ 1,963.00 to Data Processing—	Misc. Exp.
	A/C 101-221-000-741
1,518.00 to Data Processing—	Utilities
	A/C 101-221-000-930
\$ 230.00 from Printing and Forms	A/C 101-224-000-729
\$ 230.00 to Misc. & Operating	Exp.
	A/C 101-224-000-741
\$ 1,451.00 from Police Admin. Operating	Supplies
	A/C 101-305-000-740
331.00 from Police Admin. Overtime	A/C 101-305-000-709
\$ 1,175.00 to Police Admin. Clothing	Allowance
	A/C 101-305-000-724
276.00 to Police—Central Rec-	ords—Operating Exp.
	A/C 101-308-000-741
331.00 to Overtime Flexi	A/C 101-316-002-709
\$ 185.00 from Parks Admin.—Misc. &	Op. Expenses
	A/C 101-692-000-741
\$ 185.00 to Oak Park Garage	Misc. & Op. Expenses
	A/C 101-693-000-741
\$106,800.00 from Estimated Revenues	A/C 101-000-000-160
\$106,800.00 to Street Lighting	A/C 101-930-000-926
\$ 200.00 from Reserve for Contingency	A/C 101-941-000-936
\$ 200.00 to Chamber of Commerce	A/C 101-934-053-969

- \$ 83.00 from Temp. Sidewalk Repair Damage
A/C 101-444-601-932
- \$ 83.00 to C.I.P.—Sidewalk Repair
A/C 101-936-601-974
- \$ 1,571.00 from Public Service—Admin. & Engineering—Salaries
A/C 101-441-000-702
- \$ 1,571.00 to C.I.P.—Street Resurfacing
A/C 101-936-611-974
- \$ 608.00 from C.I.P.—Bristol Square Sidewalks
A/C 101-936-762-971
- \$ 608.00 to C.I.P.—City Portion Storm Sewer
A/C 101-936-617-973
- \$ 3,120.00 from Engineering—Traffic Computer Salaries
A/C 202-483-002-702
- \$ 600.00 to Engineering Traffic Computer Professional Services
A/C 202-483-002-801
- 2,520.00 to Engineering—Traffic Computer Equipment Maintenance
A/C 202-483-002-937
- \$ 3,715.00 from Surface Maint.—Materials Act 51 Local Streets
A/C 203-464-000-782
- \$ 3,715.00 to Dust Prevention—Materials Act 51—Local Streets
A/C 203-468-100-782
- \$ 44.00 from Lot No. 33 Maintenance
A/C 585-570-433-932
- \$ 44.00 to Lot No. 33 Supplies
A/C 585-570-433-740
- \$ 21,450.00 from Admin. & General—Chemicals
A/C 590-536-000-743
- \$ 14,100.00 to Admin. & General—Fringe Benefits
A/C 590-536-000-715
- 7,350.00 to Admin. & General—Admin. Charges
A/C 590-536-000-802
- \$ 10.00 from Civic Center—Telephones
A/C 593-536-000-853
- \$ 10.00 to Civic Center—Misc. & Op. Expenses
A/C 593-536-000-741
- \$ 29,200.00 from Admin. & General—Chemicals—Sewage Disposal System Fund
A/C 590-536-000-743
- \$ 29,200.00 to Admin. & General—Collection Fee, Sewage Disposal System
A/C 590-536-000-803

I hereby certify that this is a properly drawn and eligible transfer.

JAMES D. DOWSETT,
Finance Director.

Approved:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
TERRY J. McKANE,
Ways and Means Committee.

Adopted by the following vote:

Unanimously.

By WAYS AND MEANS COMMITTEE—

Resolved by the City Council of the City of Lansing:

That the following transfers be made:

\$ 10,000.00 from Reserve for Contingency
A/C 101-941-000-963

\$ 10,000.00 to Appraisals & Title Searches
A/C 101-930-000-801

\$100,000.00 from Estimated Revenues
A/C 250-000-000-160

\$100,000.00 to Capitol Commons—Acquisition
A/C 252-839-006-978

I hereby certify that this is a properly drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Approved:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
TERRY J. McKANE,
Ways and Means Committee.

There was a lengthy discussion relative to the transfers.

The following Councilmen spoke: Councilmen Blair, Belen and Worthington.

President Adado asked Vice-President McKane to take the chair so that he might speak.

Councilman Blair asked that the question be divided for voting.

Councilman Lindemann had left the room.

The following vote was taken on the \$10,000.00 transfer:

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, McKane, Worthington—6.

Nays: Councilman Blair—1.

Councilman Lindemann returned.

The following vote was taken on the \$100,000.00 transfer:

Adopted by the following vote:

Unanimously.

President Adado resumed the chair.

ORDINANCES

By COUNCILMAN BELEN—

That the City Council resolve itself into a Committee of the Whole to consider ordinances.

Carried.

The Committee reported that it had considered an ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by revising Sections 29-15, 29-17, 29-19 and adding a new Section 29-20 to allow for the sponsorship of the Department of Housing and Urban Development for Tax Exemptions for dwelling units for low income elderly and recommended that the ordinance be passed as amended.

Carried.

By COUNCILMAN BELEN—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by revising Sections 29-15, 29-17, 29-19 and adding a new Section 29-20 to allow for the sponsorship of the Department of Housing and Urban Development for tax Exemptions for dwelling units for low income elderly, as amended, be placed on order of immediate passage.

Carried.

By COUNCILMAN BELEN—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by revising Sections 29-15, 29-17, 29-19 and adding a new Section 29-20 to allow for the sponsorship of the Department of Housing and Urban Development for Tax Exemptions for dwelling units for low income elderly, as amended, be now passed.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nays: Councilman Blair—1.

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT CHAPTER 29 OF THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, BE AMENDED BY REVISING SECTIONS 29-15, 29-17, 29-19 AND ADDING A NEW SEC. 29-20 TO ALLOW FOR THE SPONSORSHIP OF THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR TAX EXEMPTIONS FOR DWELLING UNITS FOR LOW INCOME ELDERLY.

The City of Lansing Ordains:

Section 1. That Chapter 29 of the Code of Ordinances of the City of Lansing, Michigan, be amended by revising Sections 29-15, 29-17, 29-19 and by adding a new Sec. 29-20 to read as follows:

Sec. 29-15. Definitions.

(a) Authority means the Michigan State Housing Development Authority.

(b) Act means the State Housing Development Authority Act, being Public Act 346 of 1966, of the State of Michigan, as amended.

(c) Contract rents are as defined by HUD in regulations promulgated pursuant to Section 8 of the U.S. Housing Act of 1934, as amended by the Housing and Community Development Act of 1974.

(d) Housing development means a development which contains a significant element of housing for elderly persons of low income and such elements of other housing, commercial, recreational, industrial, communal, and educational facilities as the Authority determines improve the quality of the development as it relates to housing for persons of low income.

(e) HUD means the Department of Housing and Urban Development of the United States Government.

(f) Elderly persons means a family where the head of household is 62 years of age or older or a single person who is 62 years of age or older.

(g) Mortgage loan means a loan to be made by the Authority to the Sponsor for the construction and permanent financing of the Housing Development or a mortgage loan insured by HUD.

(h) Utilities mean fuel, water, sanitary sewer service and/or electrical service which are paid by the Development.

(i) Sponsor means persons or entities which have applied to the authority for a mortgage loan to finance a housing development or to HUD for a HUD insured mortgage loan.

(j) Annual Shelter Rents means the total collections during an agreed annual period from all occupants of a housing project representing rents or occupancy charges exclusive of charges for gas, elec-

tricity, heat or other utilities furnished to the occupants.

(k) Elderly persons of low income means elderly persons who meet the income limitations set by the federal government through HUD.

Sec. 29-17. Establishment of Annual Service Charge.

The Housing developments for elderly persons of low income and the property on which they shall be constructed shall be exempt from all property taxes from and after the commencement of construction. The City, acknowledging that the sponsor and the authority and/or HUD have established the economic feasibility of the Housing developments in reliance upon the enactment of this ordinance and the qualification of the housing developments for exemption from all property taxes and a payment in lieu of taxes as established herein, will accept payment of an annual service charge for public services in lieu of all property taxes. Persons filing a certified affidavit notifying the City of its exemption with the Lansing City Assessor as provided by Section 15(a)(1) of 1966 PA 346, as amended (MCLA 125.415(a)(1)) shall pay an annual service charge which shall be equal to four percent (4%) of the difference between ninety-five percent (95%) of contract rents actually collected and utilities in the case of a Housing Development contained in the class set forth in Section 29-16 herein which is assisted pursuant to Section 8 of the U.S. Housing Act of 1937, as amended by the Housing and Community Development Act of 1974, and ten (10%) percent of annual shelter rents in the case of a Housing development in the class set forth in Section 29-16 which is assisted pursuant to the National Housing Act of 1934, as amended by the Housing and Urban Development Act of 1968.

Sec. 29-19. City Council Approval.

Each and every applicant for assistance pursuant to this ordinance shall obtain the approval of the Lansing City Council. Said approval shall be by either resolution or ordinance.

Sec. 29-20. Severability.

The various sections and provisions of this article shall be deemed to be severable and should any section or provision of this article be declared by any court of competent jurisdiction to be unconstitutional or invalid the same shall not affect the validity of this article as a whole or any section or provisions hereof other than the section or provisions so declared to be unconstitutional or invalid.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Section 3. This ordinance shall take effect thirty (30) days from the date of passage unless given immediate effect by the Lansing City Council.

REMARKS BY THE MAYOR'S EXECUTIVE ASSISTANT

No remarks.

REMARKS BY THE CITY COUNCIL

By COUNCILMAN BLAIR—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived for the purpose of presenting items that are not listed on the agenda.

Carried.

Lansing Catholic Central asks permission for Home-Coming parade on September 27, 1980.

By COUNCILMAN GUNTHER—

That permission be granted when signatures are obtained from all concerned departments.

Carried.

Councilman Blair asks permission to close street in 1500 blk. North and South Genesee Drive for block party on October 11th from 2 p.m. to 10 p.m.

Referred to Committee on Public Properties and Safety.

By COUNCILMAN GUNTHER—

Resolved by the City Council of the City of Lansing:

That the bid to purchase replacement automobiles which is lowest and in the best interest of the City as recommended by the Administration is hereby accepted and approved.

Adopted by the following vote:

Unanimously.

By COUNCILMAN BLAIR—

That this meeting stand adjourned.

Carried.

Council adjourned at 9:18 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

September 22, 1980

F

CITY CLERK'S OFFICE

Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE

**U. S. POSTAGE
PAID**

**Permit No. 1461
Lansing, Michigan**

727

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, September 29, 1980

CITY COUNCIL ROOMS

Lansing, Michigan
September 29, 1980

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by President Adado.

Present: Councilmen Adado, Belen, Gunther, Lindemann, McKane, Worthington—6.

Absent: Councilmen Blair, Brenke—2.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman McKane.

Pledge of Allegiance was led by Councilman McKane.

**THE PUBLIC MAY NOW ADDRESS
THE CITY COUNCIL ON NON-AGENDA
ITEMS; YOU MAY SPEAK FOR ONLY
3 MINUTES ON ANY ONE ITEM.**

No person spoke.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

BUILDING WRECKER —
Donald Henry Scott.

PEDDLER —
Michael Joseph.

SECONDHAND DEALER —
Kelly Stearman.

PUBLIC DRIVERS —
John Bunn, Carl Delbert Price.

Referred to Committee on General Services.

Card of thanks from Family of Wayne Stanley.

Received and placed on file.

Summons and Complaint filed by Wess S. Howard vs Lansing Police Department

and Michigan Department of Treasury for confiscating money upon arrest and not returning same.

Referred to City Attorney and Police Department.

Claims filed by:

Roger K. Boyce for car benign struck by Board of Water and Light truck.

Referred to Board of Water and Light.

Letter and bill from Laura Ann Vancamp, for Lansing Mercy Ambulance Service, Inc., she called "911" but they did not respond.

Referred to City Attorney, Mayor, Police Department.

Petitions filed for rezoning:
Z-34-80 —

Expansion of Mill Pond Village Mobile Home Park from "A" One Family Residential District to a "DM" Multiple Dwelling District — (Dell Rd. - I 96 and Cedar St.).

Z-35-80 —

The North 159 feet of the East $\frac{1}{4}$ of Lot 8 of Supervisor's Plat No. 2, a Subdivision of Southeast $\frac{1}{4}$ of Northeast $\frac{1}{4}$ of Section 10, T8N, R2W, City of Lansing, Ingham County, Michigan, from Non-conforming District and "A" One Family Residential District to "I" Heavy Industrial District — (6534 Aurelius Rd.).

Referred to Mayor, Planning Board.

Application to withhold from sale property at 1046 N. Larch St. submitted by Ingham County Treasurer.

Referred to Committee on Public Properties and Safety, Mayor.

Letter and petition from Mrs. Cathy J. Alverson, 6407 Marscot, relative to speed of cars in their neighborhood and ask for stop signs at certain intersections.

Referred to Mayor.

Request from Jeff Dye for a placement of a "stop sign" at Lafayette and Benton Bivd.

Referred to Mayor.

Letter from Ernest F. Sakraska, 11222

Hardenburg Tr., Eagle, Michigan, relative to parking ticket he received.

Referred to Mayor, City Attorney.

Letter from First Missionary Church, 900 N. Waverly Rd. on a charge for sewer backup they do not feel should be charged to them as they have paid two previous bills.

Referred to Mayor.

Letter from Liquor Control Commission of request from Kathleen E. Gregg and Michael R. Moriarty for transfer ownership of 1980 Class "C" licensed business at 802 E. Michigan Avenue from Wing Dot Lum.

Referred to Mayor, Committee on General Services.

Ingham Medical Center's Employee Services Association ask for a 24-hour liquor permit for October 24, 1980, at National Guard Armory, 2500 S. Washington Ave.

Referred to Mayor, Committee on General Services.

Letter from Karl L. Gotting, Attorney, relative Council passing resolution designating the Capitol Park Hotel as a qualified housing development under ordinance just passed to receive tax exempt status.

Referred to Mayor, Economic Development Corporation.

Letter from Department of Natural Resources relative permit for Lansing Parks and Recreation at Grand River-Moores Park.

Received and placed on file.

Letter from Gary Zick relative MSU Report enclosing copies of that 1979 report on harassment of citizens by Lansing Police Department.

Referred to Mayor, Committee on Public Property and Safety.

MAYOR'S EXECUTIVE ASSISTANT COMMENTS ON ANY ITEM ON THE AGENDA:

Mr. Black announced that the annual fall leaf pickup would start on October 6, 1980 and continue through December 19, 1980.

Councilman Lindemann arrived.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING ITEMS LISTED ON THE AGENDA: COMMUNICATIONS AND PETITIONS, COMMITTEE REPORTS, REPORTS OF CITY OFFICERS AND BOARDS, AND RESOLUTIONS. YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

Linda Fuller, 3633 Cooley Dr., representing the District No. 5 of Planning Commission spoke relative the Four Season's Development Plat.

Edward C. Thomas, 3614 Cooley Dr., spoke on the Four Season's Plat.

Judy Dulley, 137 Allen St., spoke on Capitol Commons.

REPORTS OF COMMITTEES

The COMMITTEE ON GENERAL SERVICES approves the following applications and bonds for licenses:

BUILDING WRECKER —

Donald Henry Scott dba Scott's Hauling & Construction.

PEDDLER —

Michael Joseph.

SECONDHAND DEALER —

Kelly Stearman.

PUBLIC DRIVERS —

John Bunn, Carl Delbert Price.

Signed:

TERRY J. McKANE,
LOUIS F. ADADO,
Committee on General Services.

By COUNCILMAN McKANE—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PUBLIC PROPERTIES & SAFETY, to whom was referred the request for a 4-way stop at the Reo/Ingham intersection, reports as follows:

The Committee recommends that the request be denied, concurring with the Traffic Board and the Mayor. There are existing stop signs on Ingham at Reo which, according to the Traffic Division, are effective in controlling traffic flow at the intersection.

Signed:

PATRICK LINDEMANN,
SIDNEY P. WORTHINGTON,
Committee on Public Properties
and Safety.

By COUNCILMAN LINDEMANN—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PUBLIC PROPERTIES & SAFETY, to whom was referred the request to change yield signs to stop signs on Averill Drive and Sandhurst Drive, reports as follows:

The committee recommends that the request be denied, concurring with the Traffic Board and the Mayor. While the request cites safety of Averill School students as reason for the change, traffic volume is not heavy enough to grant the request.

Signed:

PAT LINDEMANN,
SIDNEY P. WORTHINGTON,
Committee on Public Properties
and Safety.

By COUNCILMAN LINDEMANN—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

DATE: 9-24-80

TO: All Departments

FROM: City Treasurer

SUBJECT: Delinquent Personal Property
Tax Accounts—Listing

Attached is a listing of businesses, professions, and industries delinquent in payment of July 1980 Personal Property taxes. Also included is an updated listing of accounts remaining delinquent in the payment of 1979 or 1978 Personal Property taxes.

This listing is being submitted to you because of State Statutes which prevent the City from making a contract with anyone in default to the City.

Updated listings will be sent from time to time as collections are made. Please feel free to contact this office at any time to check the status of any business which appears on this listing.

Received and placed on file.

September 25, 1980

DATE: 9/19/80

President Adado and Members
Lansing City Council

Gentlemen:

Attached is an application for a parade permit from the Lansing State Journal, Lansing Community College and Lansing Parks and Recreation Department for the 3rd annual women's 10,000 meter run, scheduled for 1:30 p.m. on Sunday, October 5th. This application has been approved by all necessary departments.

Our personnel estimate this will cost the City a total of \$535.36, which represents one sergeant, 14 officers and 15 vehicles for two hours.

This is being sent for your final approval.

Respectfully yours,

RICHARD A. GLEASON,
Chief of Police.

By COUNCILMAN LINDEMANN—

That we concur in the recommendation of the Chief of Police and said parade permit be issued as they have received the signatures of all the required departments.

Carried.

September 25, 1980

President Adado and Members
Lansing City Council

Gentlemen:

Attached is an application for a parade permit from Greenpeace scheduled for Noon on Sunday, October 5th, which has been approved by all the necessary departments.

Our personnel estimate this will cost the City a total of \$447.16, which represents one sergeant, nine police officers and ten vehicles for 2.5 hours.

It is being sent for your final approval.

Respectfully yours,

RICHARD A. GLEASON,
Chief of Police.

By COUNCILMAN LINDEMANN—

That we concur in the recommendation of the Chief of Police and said parade permit be issued as they have received the signatures of all the required departments.

Carried.

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Director of Building Safety and Development. Re: Trash Removal Assessment.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

By COUNCILMAN LINDEMANN—

That we concur in the recommendation of the Mayor and said assessments be placed on the assessment roll.

Carried.

September 23, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

This is to advise that the term of Diane C. Buckel, a member of the Capitol Region Airport Authority, expires on October 1, 1980. I am recommending that this fine young lady be re-appointed to serve another term on this Board, which term will then expire on October 1, 1984.

Looking forward to your confirmation of this appointee, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

September 23, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

This is to advise that the term of Roy Cosier, a member of the Elected Officers Compensation Commission, expires on October 1, 1980. I am recommending that this gentleman be re-appointed to serve another term on this Board, which term will then expire on October 1, 1987.

Looking forward to your confirmation of this appointee, I remain

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

September 23, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

This office has been advised by Kenneth Yee that he no longer desires to serve as a member of the Human Resources Advisory Board. Therefore, I am submitting, for your consideration and confirmation, the name of Armida Valdez, to fill the vacancy which term expires in June of 1981.

Ms. Valdez resides at 1216 N. Capitol in the City of Lansing.

Trusting this recommendation meets with your approval, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Human Resources.

September 25, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

Kathryn Checkley has advised this office that she no longer desires to serve as a member of the Citizens' District Council NDA No. 3, but wishes to serve as a member of the Mayor's Police Community Relations Advisory Board. Therefore, I have appointed her to serve on same.

Ms. Checkley resides in the City of Lansing at 812 W. Lenawee.

This communication is forwarded to you for informational purposes.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file with copy to the Committee on Physical Development.

September 19, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

It has been brought to my attention that we do not have a City-wide policy relative to building and facility usage by individuals and groups. After review of the recommendation of the Law, Finance, Parks and Administrative Services Departments, I recommend that the attached policy be adopted. This will eliminate several legal liability hazards and operational problems.

If you have any questions, Mr. Knot, Mrs. Lazar, Mr. Finley and Mr. Purvis are available to discuss this matter and its implications.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 9/2/1980

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director.
Re: SUP-11-80 — 5000 Block of Stafford.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 9/29/1980

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director.
Re: SUP-13-80—Sparrow Hospital Parking

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development and the Committee on Public Property and Safety.

DATE: 9/25/1980

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director.
Re: P-8-79—Irish Gardens—Final Plat;
P-4-80—Markland Heights Revised Plan;
P-14-80—Newark Terrace Tentative Preliminary Plat.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 9/25/1980

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director.
Re: P-1-80 — Cloverland Square Recertification of Final Plat.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 9/25/1980

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director.
Re: P-9-80—Edgewood Glenn Final Plat.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 9/25/1980

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director.
Re: P-10-80 — Vincent Square Final.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 9/25/1980

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director.
Re: LS-46-80 — Wise Road; LS-63-80 — 1015 Climax Street.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 9/25/1980

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director.
Re: LS-62-80 — 627 Loa Street.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 9/25/1980

SUBJECT: Concurrence with attached correspondence from the Planning Director.
Re: Z-28-80 — 611 S. Capitol Avenue.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 9/25/1980

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached cor-

respondence from the Planning Director.
Re: Z-29-80 — 700 River.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 9/25/1980

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director.
Re: Z-27-80 — 3412 Burchfield.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 9/25/1980

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director.
Re: ACT-27-1980 — Excess DNR Property.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

September 25, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

For some considerable time, Index, Inc., has requested that the City of Lansing vacate a portion of the sidewalk on Capitol Avenue for expansion of the Arby's Restaurant, similar to the greenhouse cafe at Jim's Tiffany Place. After lengthy review,

the Planning Board has recommended that the vacation be approved subject to the points on the attached letter. A specific plan submitted by Index, Inc., and a list of City and public and agency requirements are on file in the Planning Department office. It is my recommendation to concur in the Planning Department's recommendation to vacate a portion of the sidewalk, with the following stipulations:

1) Vacation should not be granted until Index, Inc., is current on all property taxes. As of September 1980, on the three parcels which comprise the hotel and adjacent parking, the delinquency dating to 1977 is \$115,575.32 plus accrued interest and penalties. I cannot sanction the City granting an incentive to any developer who is delinquent in such taxes. A summary of the delinquency of Index, Inc., is attached to this letter.

2) Similar to the point above, it is my recommendation that Index, Inc., be current in its payment to the Board of Water and Light. As of September 25, 1980, Index, Inc., was more than 30 days delinquent on its water and sewage bills, and delinquent by less than 30 days for electric, fire service, and steam billings. This is an improvement over recent years, but I believe the petitioner should be current in all facts to City Council approving a resolution to vacate.

3) As has been the case in other such vacations, the petitioner should be responsible for sidewalk and curb replacement as outlined in the plans on file. Vacation should be subject to this work being completed; therefore, this work should be done in advance of the work which will occupy the right of way.

4) Although it is not a matter concerning this particular parcel, it is my request that vacation not be granted until such time as Index, Inc., has hard-surfaced the parking lot immediately to the east of the hotel. The current condition of this parking lot is in violation of the City's Zoning Ordinance, and the Zoning Administration has been requesting that this lot be brought into conformance for well over a year. Index, Inc., has refused to establish a deadline as to when it will have this lot hard-surfaced.

These requirements are not meant to be an obstacle to a legitimate request which may be to the public benefit. However, I believe these requests are no more than the City would ask of similar petitioners in case of rezoning, tax abatements, etc. My staff will gladly discuss this with you further at your convenience.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety and Committee on Physical Development.

DATE: 9/25/1980

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Department. Re: NDA No. 4—Physical Development Plan.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 9/25/1980

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Mayor's Economic Development Advisory Group. Re: Time Frame for processing Tax Abatement Requests.

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 9/25/1980

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group. Re: Upjohn/Pitney Bowes EDC project.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 9/25/1980

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group. Re: Spartan Investment application for Industrial Facilities Exemption Certificate.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 9/25/1980

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director. Re: EDC-5-80—Board of Realtor's Homebrook School Project.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 9/25/1980

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Traffic Engineer. Re: Request for installation of stop sign at intersection of Picardy and Radford Dr.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 9/25/1980

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Traffic Engineer. Re: Parking Designation—Walnut St. from Shiawassee north to Saginaw st.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 9/25/1980

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Deputy Director for Redevelopment. Re: Sale of Vacant Lots —1117 McCullough and 1402 N. High.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 9/25/1980

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Director Building Safety and Development. Re: Weed Assessment.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

By COUNCILMAN LINDEMANN—

That we concur in the recommendation of the Mayor and said assessments be placed on the next assessment roll.

Carried.

September 25, 1980

Council President Louis Adado
and City Council Members

Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear President Adado
and Council Members:

The City of Lansing was awarded an Urban Forestry Assistance Grant through the Michigan Department of Natural Resources Urban Forestry Division in April of this year. The total amount of the grant was \$20,540.87 with the 50% matching funds requirement satisfied by an in-kind contribution by the Parks and Recreation Department.

The grant provides for the development of a complete inventory of all street trees by species, size, condition and location, as well as, tree site information, trimming requirement, number and location of vacant

tree plots and insect and disease problems. The street tree inventory will be utilized as a management tool for efficiently and effectively caring for the City's street tree population on a daily basis.

The City of Lansing's Urban Forestry Program has received national recognition and we are striving to continue and improve the level of services. A survey of this magnitude had not been attempted before and our grant application was developed based on our Forestry Division's best estimates of time and costs to be incurred. It is now apparent our calculations were underestimated.

Recently we requested an amendment to our grant agreement, which was approved, extending the expiration date from September 15, 1980 to October 31, 1980; also requesting the grant amount be increased from \$20,540.87 to \$28,540.74. The increase means we will receive an additional \$4,000 utilizing in-kind contributions to supply the City's share of 50% or \$4,000. This will allow the Parks and Recreation Department to complete the project as set forth in our grant application.

Sincerely,

GERALD W. GRAVES,
Mayor, City of Lansing.

Received and placed on file with copy to Committee on Ways and Means.

September 25, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

At the City Council meeting of August 25, 1980, certain members of City Council criticized the Administration on the matter regarding utility budgets for the Baptist Convention Home, 213 W. Main Street.

Please find attached information from the Finance and Administrative Services Departments on that matter.

The City Council resolution of February 4, 1980, expresses an intent to lease the premises to the Michigan Women's Studies Association at such time as MWSA demonstrated the financial wherewithal to maintain or improve this property. Last week, Council members received a communication from MWSA expressing an interest to initiate this lease immediately. A communication has been returned to MWSA requesting further information and clarification to determine whether the February 4 resolution may be fulfilled. I will apprise you on the status of that matter as quickly as it may be resolved. Please be further advised that insurance on the property, which has cost approximately \$1,000. per year previously,

is due to expire in early November, and City Council may need to appropriate further funds if this matter is not resolved by that time.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety and Committee on Ways and Means.

RESOLUTIONS

By COMMITTEE ON HUMAN SERVICES—

Resolved by the City Council of the City of Lansing:

That the confirmation of Kathleen G. Hoekstra as the Second Ward representative for the Human Resources Advisory Board for a term to expire on June 30, 1982 is hereby approved.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the petitioner for ACT-15-80 has requested that the City Council vacate a portion of South Washington Avenue and a portion of East Lenawee Street, legally described as:

Commencing at northwest corner, Lot 12, Block 150, Original Plat, City of Lansing, thence south 56 feet, west 9.5 feet, north 65.5 feet, east 59.5 feet, south 9.5 feet, west 50 feet to beginning; and

Whereas, this request has been reviewed by the Planning Board and the Mayor, resulting in favorable recommendations to the Council, provided stipulations of the Planning Board are met;

Now, Therefore, Be It Resolved all of the above-described portions of South Washington Ave. and East Lenawee St. are hereby completely and fully discontinued and vacated; and

Be It Further Resolved this vacation is subject to the following stipulations, as recommended by the Planning Board, to be performed by, or at the expense of, the petitioner:

1. The sidewalk along Washington Ave. shall be extended seven (7) feet into the street from the existing curb line.
2. A taxi stand or parking area shall be maintained directly in front of the restaurant.

3. The curb along Lenawee St. shall be extended eight-and-one-quarter (8¼) feet. The traffic lane paralleling the restaurant along Lenawee St. shall also be eighteen (18) feet. That lane shall also be a loading zone.

4. Existing parking meters shall be removed where curb lines are extended.

5. One street light, one pedestrian signal, and one signal pole shall be relocated.

6. New signs as appropriate shall be installed.

7. One catch basin shall either be relocated or provisions made for drainage to it.

Be It Further Resolved the Lansing City Clerk shall, upon certification by the Mayor that the above stipulations have been satisfactorily completed, forward a certified copy of this resolution to the State Treasurer of the State of Michigan and to the Register of Deeds of Ingham County, Michigan, for recording.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the owner of a commercial establishment on Verlinden Avenue near Osborn Road has requested removal of the one-hour parknig after 6:00 p.m. on the west side of Verlinden so that his patrons can use on-street parking; and

Whereas, the Parking Division removed the one-hour limit signs on a trial basis in May, 1980, without complaint from the neighborhood;

Now, Therefore, Be It Resolved the Lansing City Council hereby concurs in the Traffic Board recommendation to remove the "One Hour Parking 6:00 p.m.-2:00 a.m." restriction on the west side of Verlinden Avenue from 100 feet south of Osborn Road to 100 feet south of Shiawassee Street, and to keep the "Two Hour Metered Parking 8:00 a.m.-6:00 p.m." restriction in this area.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Director of Building Safety and Development has requested hearings before the Lansing City Council on the proposed demolition of two vacant commercial structures deemed unsafe and dangerous;

Now, Therefore, Be It Resolved the Lansing City Council hereby establishes Monday, October 20, 1980, at 7:00 p.m. as the date for these hearings, to be held in the 10th floor Chambers of City Hall, to determine whether the following properties shall be demolished:

731 East Kalamazoo Street

738 East Kalamazoo Street.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the request by area neighbors to close off the 1500 block of North and South Genesee Drive for a block party on Saturday, October 11, 1980, is hereby approved, provided all necessary administrative actions are completed without objection.

Adopted by the following vote:

Unanimously.

By PUBLIC PROPERTIES AND SAFETY COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing has a long standing commitment to the parks and recreation system with ongoing planning, rehabilitation, service, operation and maintenance programs; and,

Whereas, to enhance this commitment and comply with the requirements of the Urban Parks and Recreation Recovery Program, the City of Lansing has developed a new Five Year Recovery Action Program; and,

Whereas, the plan updates our 1970 plan, projecting our specific plans five more years into the future and will involve active citizen participation on a regular basis to monitor, evaluate and update our Recovery Action Program; and,

Whereas, the plan will be viewed as the City of Lansing's official plan and program for the continued maintenance and development of the parks and recreation system; and,

Now Therefore Be It Resolved, the City Council of the City of Lansing does approve and adopt the Five Year Recovery Action

Program for the rehabilitation, maintenance, service, operation and ongoing planning programs as presented in the plan.

Adopted by the following vote:

Unanimously.

By WAYS AND MEANS COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing is involved in an ongoing CETA program, and

Whereas, the City desires to continue this program, and

Whereas, the City has received a tentative allocation for planning purposes, and

Whereas, the City desires to continue its program and to accept the FY 80-81 allocation, pending final disposition by Congress.

Therefore, Be It Resolved, that the City Council authorizes the acceptance of an estimated \$2,881,861 for the FY 80-81 to be received from the Lansing Tri-County Regional Manpower Consortium and to be used as determined by City Council.

Be It Further Resolved, that the \$41,130 of the aforesaid allocation be assigned to the Lansing Tri-County Regional Manpower Consortium for the purpose of providing travel and allowances to CETA participants enrolled in pre-employment skill training during the period beginning October 1, 1980, and ending March 31, 1981, through a contract between the Consortium and the Michigan Employment Security Commission, and

Be It Finally Resolved, that notice of any additional CETA funds that may be allocated will be brought to the attention of City Council for acceptance and determination.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

Whereas, the City Council of the City of Lansing has, on August 4, 1980, approved the Capitol Commons Contract for Sale of Land for Private Redevelopment; and

Whereas, it has been determined that contract language regarding performance bonding is worded such that conformance with bonding requirements is impossible; and

Whereas, the attorneys for the respective

parties have prepared substitute language which is technically correct and which is capable of being accomplished by the Redeveloper;

Now Therefore Be It Resolved by the City Council of the City of Lansing that Amendment No. 1 to the Capitol Commons Contract for Sale of Land for Private Redevelopment, which deletes the original performance bonding language and substitutes therefor the corrected language, in the form attached hereto, be and is hereby approved.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

Whereas, construction of Public Improvements in the Capitol Commons Neighborhood Development Area has begun and this construction includes the removal of curb and gutter, sidewalks and street surfaces within parcels to be redeveloped;

Whereas, these areas will be vacated in the near future and become part of the development complex as a pedestrian system to be constructed and maintained by the developer;

Now Therefore Be It Resolved that the following street areas are closed with immediate effect:

- Sycamore Street between the southern edge of its intersection with Kalamazoo Street and the northern edge of its intersection with Hillsdale Street.
- Lenawee Street from a point approximately 403' east of the midpoint of the intersection of Butler and Lenawee to the western edge of the intersection of Pine and Lenawee.
- Hillsdale Street from a point approximately 337' east of the midpoint of the intersection of Butler and Hillsdale to the western edge of the intersection of Sycamore and Hillsdale.

Resolved further that the City of Lansing and its contractor, Murphy Construction Company shall undertake the steps necessary to prevent traffic from utilizing the street areas being closed.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council has established a policy regarding the disposition of vacant lots in Neighborhood Development Areas; and

Whereas, Section 8-403.4 of the City Charter of the City of Lansing requires that City Council approve proposed sales of real estate,

Now, Therefore, Be It Resolved by the Lansing City Council that the following proposed sales be and are hereby approved;

To Donald and Norma Stafford, husband and wife, the property legally described as the East 35 feet of the South 16.5 feet of Lot 274, Excelsior Land Company's Subdivision, City of Lansing, Ingham County, Michigan. (Part of 937 Dakin Street, parcel no. 3301-22-204-081-0).

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

Resolved by the City Council of the City of Lansing that the appointment of Mr. Richard J. Lilly to the Public Service Board for a term to expire June 30, 1982 is hereby confirmed.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

SUP-9-80

1800 Block of Hoyt Avenue

Whereas in accord with the provisions of the Lansing Flood Plain Control Ordinance, being Article V of Chapter 36 of the Code of the City of Lansing, Wayne Magee has requested the approval of a special permit to allow construction within the base flood plain of the Sycamore Creek on vacant land located in the 1800 block of Hoyt Avenue, more particularly described as:

The east 310 feet of Lot 36, Good Home Subdivision, City of Lansing, Ingham County, Michigan; and

Whereas the Planning Board, at their meeting of September 9, 1980, recommended the special permit be approved; and

Whereas the Physical Development Committee of the City Council, to whom the

report of the Planning Board was referred, concurs therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing hereby grants special use permit number 9 of 1980 to allow construction within the base flood plain of the Sycamore Creek, upon the above edscribed premises subject to the conditions that:

- 1) Development shall occur in accord with one of the two approved site plans.
- 2) Development shall occur in accord with the provisions of the "D-M:1" Multiple Dwelling District, the Lansing Flood Plain Control Ordinance, the Lansing Subdivision Regulations, the Rules and Regulations of the National Flood Insurance Program and the Department of Natural Resources Permit to Occupy or Alter the Flood Plain; and

Be It Further Resolved that the Clerk be, and she is hereby, directed to notify the applicant of this action by the City Council.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

P-3-79

Keep's Meadows Subdivision
Final Plat

Whereas the final plat of Keep's Meadows Subdivision has been submitted for approval; and

Whereas the Planning Board has reviewed the final plat of Keep's Meadows Subdivision and found it to be in substantial conformance with the preliminary plat and recommended approval subject to conditions; and

Whereas the Physical Development Committee of City Council reviewed the report of the Planning Board and concurred therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the final plat of Keep's Meadows Subdivision be approved subject to the conditions of approval by the different Departments at the time review and approval was given to the preliminary plat and also the conditions as outlined below:

- 1) That a Deed or Abstract of Title, accompanied by an attorney's opinion as to the marketability of the land or a Certificate of Title Insurance be submitted to the City Clerk prior to the filing of the plat and the affixing of the Municipal Seal.

- 2) That final security be posted in the amount specified by the Public Service Department and the Department of Parks and Recreation.

- 3) That final clearance from the Board of Water and Light for the development be obtained.

- 4) That easements be recorded and shown on the face of the plat as required by the appropriate utilities; and

Be It Further Resolved that the Clerk be, and she is hereby, directed to notify the proprietor(s) and the land surveyor(s) of the plat of this approval.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

P-4-79

Trapper's Cove Subdivision No. 3
Final Plat

Whereas the final plat of Trapper's Cove Subdivision No. 3 has been submitted for approval; and

Whereas the Planning Board has reviewed the final plat of Trapper's Cove Subdivision No. 3 and found it to be in substantial conformance with the preliminary plat and recommended approval subject to conditions; and

Whereas the Physical Development Committee of City Council reviewed the report of the Planning Board and concurred therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the final plat of Trapper's Cove Subdivision No. 3 be approved subject to the conditions outlined by different Departments at the time approval was given to the preliminary plat and further the conditions listed following:

- 1) That a Deed or Abstract of Title, accompanied by an attorney's opinion as to the marketability of the land, or a Certificate of Title Insurance be submitted to the City Clerk prior to the filing of the plat and the affixing of the Municipal Seal.

- 2) That final security be posted in the amount specified by the Public Service Department and the Department of Parks and Recreation.

- 3) That final clearance from the Board of Water and Light for the development be obtained.

- 4) That easements be recorded and shown on the face of the plat as required by the various utilities; nad

Be It Further Resolved that the City Clerk be, and she is hereby, directed to notify the proprietor(s) and the land surveyor(s) of the plat of this approval.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

P-5-80

Ingham Park Subdivision
Final Plat

Whereas the final plat of Ingham Park Subdivision has been submitted for approval; and

Whereas the Planning Board has reviewed the final plat of Ingham Park Subdivision and found it to be in substantial conformance with the preliminary plat and recommended approval subject to conditions; and

Whereas the Physical Development Committee of City Council reviewed the report of the Planning Board and concurred therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the final plat of Ingham Park Subdivision be approved subject to the conditions outlined below and also to conditions of approval by the different Departments at the time of review and approval was given to the preliminary plat:

- 1) That a Deed or Abstract of Title accompanied by an attorney's opinion as to the marketability of the land, or a Certificate of Title Insurance be submitted to the City Clerk prior to the filing of the plat and the affixing of the Municipal Seal.
- 2) That final security be posted in the amount specified by the Public Service Department and the Parks and Recreation Department.
- 3) That final clearance be given by the Public Service Department and the Traffic Engineer.
- 4) That all conditions outlined in the approved preliminary plat be adhered to.
- 5) That a ten (10) foot public utility easement along lots adjoining the streets be provided, in accord with requirements outlined by Consumers Power Company in the preliminary plat.
- 6) That a fire hydrant be placed on the

street edge of Lot 5, shown on the final plat drawing.

- 7) That the Board of Water and Light be granted underground electric distribution easement as required;

Be It Further Resolved that the City Clerk be, and she is hereby, directed to notify the proprietor(s) of the plat and the surveyor(s) of the land of this approval.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

P-11-80

Birlstone Subdivision
Preliminary Plat—Final Approval

Whereas Roy Markey has requested final approval of the preliminary plat of Birlstone Subdivision; and

Whereas the Planning Department, in accord with the provisions of Section 37-8 (5) of the Lansing Subdivision Regulations Ordinance has reviewed this application and recommends approval thereof; and

Whereas the Physical Development Committee of City Council has reviewed the report of the Planning Department and concurs therewith;

Now, Therefore, Be It Resolved that the preliminary plat of Birlstone Subdivision be given final approval subject, however, to all conditions as set forth by the City Council at the time of tentative preliminary approval; and

Be It Further Resolved that the Clerk be, and she is hereby, directed to notify the proprietor(s) of the plat and the surveyor(s) of the land of this action.

Adopted by the following vote:

Unanimously.

The Tentative approval on the Preliminary Plat of Four Seasons on the River was discussed and then referred back to the Committee on Physical Development.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

P-12-80

Westwood Park No. 2
Tentative Preliminary Plat

Whereas the preliminary plat of Westwood Park Subdivision No. 2, located north of the end of Westwood Avenue, has been submitted for tentative approval; and

Whereas the Planning Board, pursuant to 1931 Public Act 285, has authority to review this preliminary plat in accord with Chapter 37 of the Code of Ordinances of the City of Lansing; and

Whereas the Planning Board extended its review beyond the sixty day time limit authorized under 1931 Public Act 285 and Section 37-8(3) of the Subdivision Control Ordinance; and

Whereas 1931 Public Act 285 and Section 37-8(3) of the Subdivision Ordinance provide that if the Planning Board exceeds this time limit, the plat is deemed to have been approved; therefore, the subdivision plat was forwarded to the Mayor and City Council with a certification of approval in accord with the revised plan submitted by the applicant; and

Whereas the Physical Development Committee of City Council, to whom was referred the proposed subdivision plat, has reviewed the subdivision plat in accord with Section 37-8(4) of Chapter 37 of the Code of Ordinances of the City of Lansing and is recommending that the subdivision plat be tentatively approved; and

Whereas the Physical Development Committee of City Council, at its meeting of September 26, 1980, received from the developer a modification to the original plat reducing the number of lots to a total of ten (10); and

Whereas the Physical Development Committee believes that this modification is more in keeping with development in the vicinity and believes that the modified plan would be more acceptable to residents in the vicinity, but has no authority under Chapter 37 to grant or reject tentative approval on any plat except that which has already received Planning Board approval;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the preliminary plat of Westwood Subdivision No. 2 as submitted to the Planning Board and forwarded to the Lansing City Council be tentatively approved subject to the following conditions:

- 1) That the final plat be developed with all public improvements as required by the Lansing Subdivision Regulations and the Subdivision Control Act of 1967.
- 2) That all lots be graded so surface water will drain therefrom so as not to adversely affect adjacent properties.
- 3) That the developer utilize an underground electrical distribution system as specified in Section 37-33.1 of the Lansing Subdivision Regulations.
- 4) That the necessary easements be provided for the installation of utilities.

5) That the requirements of all other agencies be complied with.

6) That this tentative approval of the preliminary plat is effective for a period of twelve (12) months.

Adopted by the following vote:

Unanimously.

ZONING

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

SUP-13-80 — Boys Vocational School Property off N. Pennsylvania Avenue (for parking facility for use by Edward W. Sparrow Hospital).

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 13th day of October, 1980, at 7:00 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the 3rd day of December, 1979, this council was petitioned to change the following described property from "CUP" Community Unit Plan, "E-1" Drive-In Shop and "F" Commercial Districts to "CUP" Community Unit Plan District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 18th day of February, 1980, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-54-79 — Capitol Commons; 3301-16-351, 352, 356, 359, 360; 3301-17-477, 479, 481 (Property bounded by Kalamazoo, Pine, St. Joseph and Butler streets).

More particularly described as:

Beginning at a point 41.25 feet south and 41.25 feet east of the southeast corner of Lot 10, Town of Michigan Subdivision; thence north along the center line of Pine Street 1313.4 feet to the centerline of Kalamazoo Street; thence west 1233.32 feet to the centerline of Butler Street; thence south 1313.4 feet to the centerline of St. Joseph Street; thence easterly 1227.6 feet to the point of beginning, City of Lansing, Ingham County, Michigan;

from a "CUP" Community Unit Plan District, "E-1" Drive-In Shop District, and "F" Commercial District to a "CUP" Community Unit Plan District.

Whereas following a public hearing and the process of selecting a developer, the E.J.S. Housing Partnership was selected as the developer of Capitol Commons; and

Whereas the E.J.S. Housing Partnership prepared a site plan for the Capitol Commons area that was based on the development plan prepared by the Capitol Commons Citizens' District Council, and requirements and recommendations of various City departments and public agencies; and

Whereas, pursuant to Act 207, Public Acts of 1921 as amended, as Planning Board advised City Council to approve the request subject to some modifications and conditions; and

Whereas the E.J.S. Housing Partnership revised the site plan to reflect the recommendations of the Planning Board; and

Whereas the Planning Department has reviewed the revised site plan and has found said site plan to comply with the conditions specified in the Planning Board letter; and

Whereas the Physical Development Committee of City Council has reviewed the report of the Planning Board and the Planning Department and does concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the request to rezone the above described property from "CUP" Community Unit Plan District, "E-1" Drive-In Shop District and "F" Commercial District to "CUP" Community Unit Plan District be approved subject to the following conditions:

- 1) That the site plan, dated September 15, 1980, be the official site plan for this development.
- 2) Upon acquisition of residential property in Phase II that the vehicular egress and ingress for the Lenawee West Apartments be directed to Butler Boulevard.
- 3) All townhouse units shall be set back adequately to provide two (2) parking spaces per unit without intruding on sidewalk area.

4) That the development comply with the landscape, screening and buffering requirements.

5) The land be replatted to relate to the proposed development in accord with the Lansing Subdivision Ordinance and the Michigan State Plat Act.

6) Prior to construction, any modifications to Phase II shall be reviewed and approved by the Planning Department and Building Safety and Development Department.

7) That the proposal meet the requirements of the Barrier Free Act, Act 230, P.A. 1972 as amended.

8) Prior to construction, any modifications to the commercial block be reviewed and approved by the Planning Department and Building Safety and Development Department.

9) Any modifications to the bedroom schedule shall be reviewed and approved by the Planning Department and Building Safety and Development Department.

By COUNCILMAN WORTHINGTON—

That the resolution be amended as follows:

That the following condition be added:

10) That the development to the extent possible incorporate passive solar techniques and consider co-generation utilizing steam from the Board of Water and Light to meet utility requirements.

Carried.

The resolution as amended was adopted by the following vote:

Unanimously.

By WAYS AND MEANS COMMITTEE—

Resolved by the City Council of the City of Lansing:

That the following transfers be made:

\$1,320.00 from Reserve for Contingency
A/C 101-941-000-963

\$1,320.00 to City Clerk—Advertising
and Publishing
A/C 101-215-000-901

\$5,280.00 from Reserve for Contingency
A/C 101-941-000-963

\$1,500.00 to Postage
A/C 101-224-000-730

3,780.00 to Operating Supplies
A/C 101-224-000-741

\$5,000.00 from Asphalt Plant Demolition
A/C 627-910-000-801

\$5,000.00 to Equipment—Platform
Scales
A/C 627-910-000-977

I hereby certify that this is a properly drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Approved:

JACK D. GUNTHER,
TERRY J. McKANE,
Ways and Means Committee.

Adopted by the following vote:
Unanimously.

By COUNCILMAN McKANE—

Resolved by the City Council of the City of Lansing:

That Councilmen Brenke and Blair be excused from the session.

Carried.

REMARKS BY THE MAYOR'S EXECUTIVE ASSISTANT

Mr. Black spoke re: Baptist House.

REMARKS BY THE CITY COUNCIL

By COUNCILMEN McKANE, GUNTHER,
and WORTHINGTON—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived for the purpose of presenting items that are not listed on the agenda.

Carried.

Request from the P.R.M.R. Bowling Team for a special 24-hour liquor permit for October 11, 1980 at the Michigan National Guard Armory.

By COUNCILMAN GUNTHER—

That said request be approved and the permit be obtained from the Liquor Control Commission.

Carried.

September 29, 1980

Mr. Walter Wiedbrauk
Special Transportation, Inc.
1250 Roth Drive
Lansing, Michigan 48910

Dear Mr. Wiedbrauk:

Thank you for informing the Council of your intention to convert from gasoline to propane fuel for your fleet of Special Transportation Buses.

There is no special permit required for

the installation of a propane refueling station at your property at 1250 Roth Drive. It is however, the understanding of this council that all regulations of the State Police Fire Marshall will be adhered to strictly.

Best of luck in your venture.

Sincerely,

LOUIS F. ADADO,
Council President.

Received and placed on file.

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-28-80 — 611 S. Capitol Avenue,

be re-zoned from "D" Apartment District to "D-1" Professional Office District and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 20th day of October, 1980, at 7:00 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

Councilman Gunther spoke of Community Recognition Day, October 2, 1980, at Michigan School for the Blind.

Councilman Gunther spoke about property at 533 W. Hillsdale. Redevelopment Department should consider purchase of same.

Councilman Adado announced that the 60 days has elapsed in connection with the appointment to the Planning Board and appointed the Committee on Physical Development to interview the appointees for the Planning Board with Councilman Worthington as Chairman.

By COUNCILMAN LINDEMANN—

That this meeting stand adjourned.
Carried.

Council adjourned at 8:45 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan
September 29, 1980

F/B

CITY CLERK'S OFFICE

**Room 921, City Hall
Lansing, Michigan 48933**

Address Correction Requested

BULK RATE

**U. S. POSTAGE
PAID**

**Permit No. 1461
Lansing, Michigan**

745

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, October 6, 1980

CITY COUNCIL ROOMS

Lansing, Michigan

October 6, 1980

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by President Adado.

Present: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Belen.

Pledge of Allegiance was led by Councilman Belen.

By **COUNCILMAN MCKANE—**

That the Council Proceedings of September 2 and 8, 1980, be approved.

Carried.

PUBLIC HEARING

October 6, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed demolition of properties at:

211 S. Logan Street

313 S. Larch Street

1016 W. Washtenaw Street

1025 Beech Street

1021 W. Washtenaw Street

512 W. Genesee Street

120 Shepard Street

319 S. Logan Street

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed demolition they had the privilege of speaking at this time.

Attorney representing Mr. and Mrs.

Robert Wilson spoke in regard to property at 313 S. Larch St. and asked that the demolition of this property be adjourned for 30-days.

Mrs. Davis, 825 Chicago St., owner of property at 1016 W. Washtenaw St., spoke.

Owner of property at 1021 W. Washtenaw St. spoke.

Shan Thomas, 518 Forest St., spoke on property at 512 W. Genesee St.

Referred to Committee on Public Property and Safety.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON NON-AGENDA ITEMS. YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

George Sinadinos spoke.

W. H. Smith spoke and announced a meeting to be held on Monday, October 13, 1980, from 7:30 to 9:30 p.m.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

MECHANICAL AMUSEMENT DEVICE—
Movie Arcade at Capital News Bookstore.

Referred to Committee on General Services.

Claim filed in District Court by Mary Lou Sosnowski vs. City of Lansing in regard to accident that happened at Homer and Michigan Avenue due to faulty traffic light.

Referred to Mayor, City Attorney.

Claims filed by:

Patricia A. Baker for damage to her automobile due to hitting a raised manhole cover at corner of Dunlap Street and Washington Avenue.

Camille Abood on behalf of Jose and Josephine Villarreal concerning injuries and damages sustained as a result of an automobile accident occurring near Thomas Street and N. East Street.

Referred to Mayor, City Attorney.

Petition filed for rezoning:

Z-36-80—

Lots 16-25 and Lots 82, 105 and 106 of Jessops Gardens, a subdivision of a part

of Section 33, City of Lansing, Ingham County, Michigan, from "J" Parking, "F" Commercial, "E-1" Drive-In Shop and "A" One Family Residential Districts to "F" Commercial district (4000 block S. Cedar Street, west side, between Mason Street and Fenton Street).

Referred to Mayor, Planning Board.

Petition filed for Sanitary Sewer:

S-2-80—

Along the Grand River from the end of the existing 27-in. sewer approximately 1000 feet (in easement) to serve the proposed Glenburne No. 5 Subdivision.

Referred to Mayor, Committee on Physical Development.

Petition filed for the installation of lights in the alley between Todd Avenue and Davis Avenue in the block between Barnes Avenue and Moores River Drive.

Referred to Board of Water and Light.

Liquor Control Commission submits request from Scofes Restaurant and Lounge, Inc., to drop Ronald Heffelfinger as stockholder in 1980 Class "C" licensed business with dance-entertainment permit at 2607-2613 S. Cedar Street through sale of all shares to George S. Scofes. Transfer of all stock interests from existing stockholder, George S. Scofes through sale of partial shares to new stockholders, Harry Kalaitzoglou and Anargyros Kalas, and remaining shares back to Corporation.

Referred to Mayor, Committee on General Services.

Letter from Eyde Construction Co. relative their interest in purchasing the 35-acre site of the Old Boys Training School from State of Michigan.

Referred to Mayor, Committee on Physical Development.

Department of Natural Resources submits requests from:

The Beetle Shop—for construction of a Storage Garage Addition.

Mr. John L. McAllister—for construction of four residential duplex units west of Aurelius Road.

Referred to Mayor, Planning Department for File.

Submitting report on the wastewater survey at Lansing's Wastewater Treatment Plant and the Operation and Maintenance Inspection conducted.

Referred to Mayor, Public Service Department.

Consumers Power Co. submits notice of hearing to be held October 6, 1980.

Received and placed on file.

Letter from PIRGIM submitting notice of meeting to be held on October 8, 1980, at Kedzie Hall—Michigan State University.

Received and placed on file.

Letter from Kathleen Pearsall, representing the Lansing Branch of Divine Light Mission, requesting use of area between Michigan and Ottawa Streets or Ottawa and Ionia Streets on October 8, 9, 15 and 16, 1980, for Meditation Program.

Referred to Mayor, Committee on Public Property and Safety.

MAYOR'S EXECUTIVE ASSISTANT COMMENTS ON ANY ITEM ON THE AGENDA

No comments.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING ITEMS LISTED ON THE AGENDA: COMMUNICATIONS AND PETITIONS, REPORTS OF CITY OFFICERS AND BOARDS AND RESOLUTIONS. YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

Linda Fuller, 3633 Cooley Drive, spoke on Four Seasons on River Preliminary Plat, tentative approval.

Gary Caulkins, 2521 York, spoke.

Cynthia Alderton, 3625 Cooley Drive, spoke.

REPORTS OF COMMITTEES

The COMMITTEE ON GENERAL SERVICES approves the following applications and bonds for licenses:

MECHANICAL AMUSEMENT DEVICE—

Movie Arcade at Capital News Bookstore.

Signed:

WILLIAM A. BRENKE,
TERRY J. McKANE,
LOUIS F. ADADO,
Committee on General
Services.

By COUNCILMAN BRENKE—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PUBLIC PROPERTIES AND SAFETY, to whom was referred the citizen request for installation of Stop Signs at the intersection of Picardy Street and Radford Drive, reports as follows:

The Committee concurs with the Traffic Board and the Mayor in recommending that this request be denied. Traffic Division staff point out excellent sight distance at this intersection.

Signed:

PATRICK LINDEMANN,
SIDNEY P. WORTHINGTON,
JAMES D. BLAIR,
Committee on Public
Properties and Safety.

By COUNCILMAN LINDEMANN—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred the Ordinance of the City of Lansing providing that the Code of Ordinances be amended by adding a new section to be numbered 36-116.5 to provide for an amendment to the amended Physical Development Plan for Neighborhood Development Area No. 3 within the City of Lansing for the inclusion of two structures and one vacant lot in the acquisition program under the section "Physical Condition." The structures are located at 1218 Ballard St. and 1223 Ballard St. and the vacant lot is located at 1712 N. High St., reports as follows:

That said ordinance be passed.

Signed:

SIDNEY P. WORTHINGTON,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Physical
Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

September 30, 1980

President Louis Adado and
Members of the City Council

Re: Brown and Winckler v City of
Lansing
MTT Docket No. 38043

Dear President Adado
and Councilmembers:

On May 4, 1979, Brown and Winckler filed a suit against the City of Lansing in the Michigan Tax Tribunal seeking a reduction in the assessed valuation of its personal property taxes. The complaint alleged that its personal property tax assessment should not exceed \$2,750.00 and therefore was over assessed by \$4,250.00. The City of Lansing filed its answer to the complaint and stated that the assessment was proper and lawful.

Recently, members of the City Assessor's Office, this office, and Brown and Winckler's office met in an effort to resolve the dispute over the value of the personal property. Based upon information supplied by Brown and Winckler which was not previously available to the Assessor's office, it was agreed by both the City Assessor and Brown and Winckler that the correct assessed value of its personal property should be \$6,200.00 for the year 1979.

The foregoing settlement appears reasonable in that it avoids the expense, delay and uncertainty of litigating the case before the Tax Tribunal and because the agreed upon assessment is in substantial conformity with the original assessment put on Brown and Winckler's personal property by the City Assessor's office. It should be noted that the Assessor concurs in this proposal.

Based upon the above, it is this office's recommendation that the City Attorney's office be authorized to enter into a stipulation effecting the settlement outlined in this letter.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BLAIR—

That we concur in the recommendation of the City Attorney.

Carried,

October 1, 1980

President Louis Adado and
Members of City Council

Re: Claim of Gary Howard in the
amount of \$90.00

Dear President Adado and
Council Members:

The claimant alleged that his vehicle was parked in the driveway of Nelson Stark at 2311 Vine Street on the morning following the storm of July 20, 1980, and a city crew was working on a large maple tree that had been severely damaged by the wind storm when a rope and limb slipped from the grasp of a city employee and dented the trunk lid of claimant's car. Claimant submitted two estimates for repairing the damages to his vehicle the lowest of which is \$90.00.

Mr. Douglas Finley, Director of the Department of Parks and Recreation of the City of Lansing informed this office that a city forestry crew was working on a storm damaged tree during the night of July 21, 1980, and that a city employee was in the aerial tower cutting on limbs from the storm damaged section of the tree and directing the limbs down, when one limb slipped from his grasp and dented the trunk lid of claimant's vehicle.

Michigan law exempts a municipality from tort liability in cases where the governmental agency is engaged in the exercise of a governmental function. MCLA 691.1407; MSA 8.996(107). Activities which occur in the course of maintenance or improvement of a highway is clearly a governmental function and unless such activity falls within one of the several exceptions to the governmental immunity rule. The defense of governmental immunity is inapplicable where the damage is caused by direct trespass of an instrumentality from government owned land onto private property. *Affiliated Insurance Co. v Highway Dept.*, 86 Mich App 203; 272 NW2d 239 (1978).

Based on the foregoing, it appears that the City's activities of removing the storm damaged portion of the tree within the right of way was a governmental function. However, the slipping of the rope and tree limb from the city employee's grasp while in the aerial tower which fell and dented claimant's vehicle trunk lid when the vehicle was parked on private property constitutes a trespass and places this claim within the direct trespass exception to governmental immunity rule, *Affiliated Insurance Co. v Highway Dept.*, *supra*.

Therefore, based on the direct trespass exception to the defense of governmental immunity as stated in *Affiliated Insurance Co. v Highway Dept.*, *supra*, this office is of the opinion that this claim should be allowed.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BELEN—

That we concur in the recommendation of the City Attorney and the City Clerk be and she is hereby authorized to draw a warrant on the City Treasurer in the amount of \$90.00 payable to Gary Howard.

Carried.

September 30, 1980

President Louis Adado and
Members of the City Council

Re: Claim of Dana Freidell in the
amount of \$380.73

Dear President Adado and
Members of City Council:

The claimant alleged that her automobile was damaged while parked when a wind-storm blew down a city-owned tree. The trees was adjacent to 608 N. Catherine Street. Claimant submitted three estimates of the cost of repairing her vehicle, the lowest of which is \$380.73.

Mr. Douglas Finley of the Parks Department of the City of Lansing informed this office that his office contacted the claimant by phone and determined that the exact location of the car when it was damaged was 608 N. Catherine Street which is outside of the City limits of Lansing. This office contacted the Planning Department which confirmed that 608 N. Catherine Street is outside the City limits.

Based on the fact that the instrumentality which caused the damage to the claimant's vehicle was located outside of the City's jurisdiction, it is the recommendation of this office that this claim be denied.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BLAIR—

That we concur in the recommendation of the City Attorney and said claim be denied.

Carried.

September 30, 1980

President Louis Adado and
Members of the City Council

Re: Claim of Kathleen Hallgren in the
amount of \$105.60

Dear President Adado
and Councilmembers:

Claimant requested reimbursement for damages to her parked vehicle which occurred on July 29, 1980, in the South Capitol Parking Garage on the third level

as a result of concrete falling from above when renovation work was being performed on the garage by the contractor, Watertite Concrete Systems, Inc.

This office has been informed by the Parking Superintendent that he and the claimant met with a representative of Watertite Concrete Systems, Inc., and since the contractor carried insurance to cover incidents of this nature, the contractor's representative agreed to submit the matter to their insurance company.

Based upon the fact the contractor was doing the renovation work on the level above from where the concrete fell, they are primarily liable for the damages. It is therefore the recommendation of this office that the claim be denied.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BLAIR—

That we concur in the recommendation of the City Attorney and said claim be denied.

Carried.

October 1, 1980

President Louis Adado and
Members of the City Council

Re: Claim of Mary Wilhite in the
amount of \$143.63

The claimant alleged that on August 20, 1980, at 3:30 a.m. while traveling in the 4300 block of Stillwell Street, her vehicle struck a manhole cover and the impact bent her wheel rim and punctured her tire. Claimant stated the manhole cover was replaced by the residents at 4320 Stillwell. Claimant submitted a paid repair bill for replacement of the tire, the rim and lugs. Therefore, she seeks reimbursement in the amount of \$143.63.

Mr. Howard McCaffery, Director of the Public Service Department of the City of Lansing informed this office that his Department received a call at 8:30 a.m. on August 20, 1980, a call was received concerning a person who hit a manhole cover on Stillwell near Churchill, however, that Department has no knowledge of the above incident as alleged by claimant and had no knowledge of any problem with a manhole cover prior to the claimant's accident.

MCLA 691.1402; MSA 3.996(102) provides in part:

"Each governmental agency havign jurisdiction over any highway shall maintain the highway in reasonable repair so that it is reasonably safe and convenient for public travel. Any person sustaining bodily injury or damage to his property by reason of failure of any governmental

agency to keep any highway under its jurisdiction in reasonable repair and in condition reasonably safe and fit for travel, may recover the damages suffered by him from such governmental agency."

And MCLA 691.1403; MSA 3.996(103) provides:

"No governmental agency is liable for injuries or damages caused by defective highways unless the governmental agency knew, or in the exercise of reasonable diligence should have known, of the existence of the defect and had a reasonable time to repair the defect before the injury took place."

The City had no knowledge of the existence of the incident alleged by claimant in the 4300 block of Stillwell Street before April 20, 1980, nor had a reasonable time to repair the same before the damages took place. Therefore, based upon the foregoing statutory provisions, it is the recommendation of this office that the claim be denied on the basis of governmental immunity.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BLAIR—

That we concur in the recommendation of the City Attorney and said claim be denied.

Carried.

October 2, 1980

President Louis Adado and
Members of City Council

Re: Claim of Mrs. Jeff Cartright in the
amount of \$851.50

Dear President Adado and
Members of City Council:

Claimant has submitted this claim in the amount of \$851.50 which represents damage done to her motor vehicle when she struck a sign post in the median area of Pennsylvania and Larned Avenue. Claimant contends that had the sign stating "keep right" been in place the accident would not have occurred.

MCLA 691.1403 precludes municipal liability for defective highways unless a municipality knew or should have known of a defect in a highway. This office has been informed by the Traffic Engineer that claimant's letter to them was their first notice of the missing sign. There is no evidence the City should have known of the missing sign prior to the time of the accident. Thus, under the governmental immunity statute, the City is immune.

Additionally, recent case law interpreting the Michigan No-Fault Insurance Act has determined that tort liability to the driver

of an automobile is precluded whenever a moving automobile is in any way involved in a collision, absent certain statutory exceptions not applicable here. Thus, claimant's only legal recourse is against her insurance carrier under the property damage provisions of the No-Fault Insurance Act.

Based on the above, it is this office's recommendation that this claim be denied.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BLAIR—

That we concur in the recommendation of the City Attorney and said claim be denied.

Carried.

October 2, 1980

President Louis Adado and
Members of City Council

Re: Claim of David Boatman in the
amount of \$50.00

Dear President Adado and
Members of Council:

Claimant has submitted this claim for damages to his vehicle's windshield that occurred on July 9, 1980, at approximately 5:00 p.m. when the vehicle was struck by an errant golfball while the vehicle was parked in the parking lot at Sycamore Golf Course. Claimant submitted a paid repair bill for the cost necessary to replace the damaged windshield in the amount of \$144.71. However, claimant had comprehensive vehicle liability insurance which paid \$94.71 of the repair bill. Therefore, claimant seeks to recover his portion of the repair cost in the amount of \$50.00.

Although Michigan law exempts a municipality from tort liability in cases where the governmental agency is engaging in the exercise of a governmental function, no immunity is provided for the exercise of a proprietary function. MCLA 691.1407; MSA 3.996(107). A proprietary function encompasses a governmental activity being conducted for profit or when an activity is in competition with the private sector, even though a small admission fee is charged for such activity. See *Rohrbaugh v Huron/Clinton Metropolitan Authority*, 75 Mich App 677; 265 NW2d 240 (1977). This office has been advised by the Parks and Recreation Department that the Sycamore Golf Course does not operate at a profit. However, as this office previously opined, the operation of a golf course, particularly where admission charges are made for the use of the facilities, is not an inherently governmental function but is proprietary in nature and without governmental immunities.

Although the Michigan No Fault Motor Vehicle Insurance Act requires all motorists to obtain property insurance coverage (MCLA 500.3101; MSA 24.13101), the Michigan Supreme Court upheld the No-Fault Act's abolition of tort liability with respect to property damage arising from the ownership, maintenance or use of a motor vehicle. *Shavers v Attorney General*, 402 Mich 554, 226 NW2d 72 (1978), rehearing denied 403 Mich 958 (1978).

Recently, however, the Court of Appeals held that under Michigan's No Fault auto insurance law, recovery for property damage based on negligence is precluded whenever a moving automobile is involved in an accident even though the cause of the accident can in no way be attributed to the vehicle. *Citizens Insurance Co. of America v Tuttle*, (CA 78-4737, March 21, 1980). Nevertheless, 1979 PA 145, 147 effective July 1, 1980 (MCLA 500.3135; MSA 24.13135) reinstated tort liability for property damage claims up to \$400.00 to the extent the damages are not covered by insurance.

Therefore, since the claimant suffered \$50.00 damages not covered by insurance, it is the recommendation of this office that this claim be allowed.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BLAIR—

That we concur in the recommendation of the City Attorney and the City Clerk be and she is hereby directed to draw a warrant on the City Treasurer in the amount of \$50.00 payable to David Boatman.

Carried.

October 2, 1980

President Louis Adado and
Members of the City Council

Re: Robert Nalett v City of Lansing

Dear President Adado and
Members of City Council:

In accordance with Article 4, Section 304.7 this office hereby presents its recommendation for settlement of the above captioned matter.

In April of 1976 Mr. Nalett injured his knee while fighting a fire. Surgery was performed in May of 1976. In mid-August of 1976 Mr. Nalett again reinjured his knee in an incident that was not duty related. Subsequent to that injury Mr. Nalett worked for a brief period of time and contends that work aggravated a pre-existing condition caused by the April and August injuries. Subsequent to the August injury, Mr. Nalett was required to utilize non-duty sick days for the time he was

unable to work. Mr. Nalett contends that period of time was attributed to an injury that was work related and therefore is entitled to compensation in the amount of \$4,300. Testimony by Dr. Schneider did not disclose whether the time Mr. Nalett was required to take off subsequent to the August injury was related to the April injury or any aggravation thereof.

In a third party action Mr. Nalett successfully settled his claim and as a result the city was given a \$3,004 lien for medical expenses that the City paid for. At the time set for trial this office acknowledged that Mr. Nalett's time off might have been work related and consequently this office offered to waive its interest in the \$3,004 lien in exchange for Mr. Nalett's agreement to waive any claim for compensation for the period of time he was required to utilize non-duty sick days.

Based on the foregoing, and a likelihood that Mr. Nalett might prevail in his claim for compensation benefits, it is the recommendation of this office that the City Council approve the settlement as outlined above.

Respectfully submitted,

for Stephen A. Sawyer,
City Attorney.

By COUNCILMAN BELEN—

That we concur in the recommendation of the City Attorney for said settlement of claim.

Carried.

September 30, 1980

The Honorable Gerald W. Graves, Mayor,
and Louis Adado, Council President, and

Members of the Lansing City Council

Lansing City Hall

Lansing, Michigan 48933

Dear Mr. Mayor and Council Members:

In accordance to the requirements of the City Charter, please find enclosed copies of the Lansing Housing Commission fiscal reports for the fiscal year ending June 30, 1980.

Previously, I submitted the main portion of the Lansing Housing Commission's annual report to you and stated that the financial statements would be forthcoming.

Should you have any questions regarding these matters, please feel free to contact me.

Sincerely,

LANSING HOUSING
COMMISSION,
Walter Norris, Jr.,
Executive Director.

Received and placed on file.

October 2, 1980

The Honorable Gerald W. Graves, Mayor,
and Louis Adado, Council President, and

Members of the Lansing City Council

Lansing City Hall

Lansing, Michigan 48933

Re: Resolution of Preliminary Loan
Contract

Dear Mr. Mayor and Council Members:

Attached is a resolution authorizing execution of preliminary loan contract and general depository agreement and issuance of preliminary notes in relationship to the Lansing Housing Commission's new 91 unit family development, Mich 58-15, which was applied for by the Lansing Housing Commission on, and approved by HUD on May 28, 1980.

This resolution is necessary for the Lansing Housing Commission to receive \$45,000 in preliminary loan funds for the purpose of conducting the necessary preliminary architectural designs, site work, and to option the property on which the 91 units shall be developed. (No site has been selected as of this time; such activity is being coordinated within HUD site selection criteria and the City of Lansing Planning Department.) The preliminary loan to be received via the execution of this resolution will be incorporated in the annual contribution contract of which shall be paid off over a period of forty years by the Housing and Urban Development Department in relation to the capitol improvements under this developmental program.

Other documents pertinent to this preliminary loan transaction have been executed by the Lansing Housing Commission. Such documents primarily consist of the preliminary loan contract, a copy of which has been attached for your information in reference. Also, please find a copy of the preliminary note to be signed by the Mayor upon Council passage of the resolution so authorizing him to do so.

Your execution of the attached resolution will be appreciated and certainly of assistance to the Lansing Housing Commission in developing this 91 units of housing for low-income persons in the Lansing community.

Sincerely,

LANSING HOUSING
COMMISSION,
Walter Norris, Jr.,
Executive Director.

Referred to Mayor.

October 6, 1980

To the Honorable Mayor
and Members of the Council

Gentlemen:

I am hereby submitting special assessment Roll No. 281 based on estimated cost, for the purpose of constructing sanitary sewer in the following locations:

On Fauna Avenue from Viking Street West 160 feet to serve parcel "G". On the East side of Logan Street from existing sewer North to North Grand River Avenue and the North side of North Grand River from Logan Street E'ly to serve 2420 North Grand River Avenue.

To Be Assessed	\$15,710.74
City Share	31,853.90
TOTAL	\$47,564.64

Respectfully submitted,

PAUL S. CREEVY,
City Assessor.

Referred to Committee on Physical Development.

DATE: 10/1/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Public Service Director Re: Trash in R-O-W Removal Assessment for December 1980 Tax Roll (V-1)

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

By COUNCILMAN LINDEMANN—

That we concur in the recommendation of the Mayor and said assessments be placed on the December tax roll.

Carried.

DATE: 9/30/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Director, Building Safety and Development Re: Trash Removal Assessment

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

By COUNCILMAN LINDEMANN—

That we concur in the recommendation of the Mayor and said assessments be placed on the December tax roll.

Carrféd.

DATE: 10/1/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Chairman of Citizens' District Council No. 3 Re: Proposed Amendment to Neighborhood Development Area No. 3 Expansion Plan

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

September 26, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

For your consideration and confirmation, I am submitting to you the below listed names to serve as Temporary Directors on the following Economic Development Corporation projects:

CAPITOL PARK MOTEL
Thomas J. Papiernik
Kathryn Haar

VINTAGE INVESTMENT COMPANY
Gary Weston
George Hess

TRIAD INVESTMENT FIRM
Gary Weston
Michael Haley

UPJOHN d/b/a KALAMAZOO PROJECT
Thomas J. Papiernik
George Hess

All of the above individuals are currently serving as Temporary Directors on other EDC projects.

Trusting this meets with your approval, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 9/26/80

To: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Traffic Engineer Re: Parking Designation on Gardenia Street

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

October 1, 1980

Honorable Council President Louis F. Adado and Members of Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

For some time, a number of individuals in our community have proposed to incorporate a "Friends of Carl G. Fenner Arboretum" organization. This group would operate in a capacity similar to the Friends of the Zoo Society, providing activities and events at the arboretum, fund raising for improvement projects at the arboretum, and providing general support to the Parks and Recreation Department and Parks Board.

The individuals above are now prepared in earnest to initiate such an organization. To that end, the Friends of Fenner Arboretum are requesting a formal recognition of approval by the City Council so that this group may be certain of City approval for its functions.

Please find attached proposed bylaws for the Friends of Fenner Arboretum. These bylaws have been reviewed by my office and amended in accordance with my recommendations. In this form, I wish to offer my concurrence for this group and my wishes for success for this organization. I would recommend that City Council recognize its approval of the Friends of Fenner Arboretum.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 10/2/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the City Assessor Re: Itemized list of sidewalks built in the amount of \$32,170.85 to be distributed on Roll 275

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 10/2/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group Re: Capitol Park request for Commercial Redevelopment District

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 10/2/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group Re: EDC request for certification of project area, etc., for Capitol Park expansion project

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 10/2/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group Re: Triad

Investment EDC project area, 1408-14 E. Michigan Avenue

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

October 2, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

In the past, the name of Raymond Federau was submitted to you for your consideration to serve as a member of the Air Pollution Board. Subsequently, Mr. Federau has moved out of the City and is no longer eligible to serve in this capacity.

Therefore, I am now submitting to you for your consideration and confirmation, the name of Melvin J. Hansen to serve on said Board, which term expires on June 30, 1983.

Mr. Hansen resides in the City of Lansing at 1007 Gordon Avenue and currently is employed as the General Supervisor on the Audit Staff of the Oldsmobile Division of the General Motors Corporation.

Trusting this recommendation meets with your approval, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on General Services.

RESOLUTIONS

By COUNCILMAN ADADO—

Resolved by the City Council of the City of Lansing:

Whereas, the White Eagles Group No. 42 of Federation Life Insurance of America is celebrating its 50th anniversary on October 11th, 1980, at the Federation Polish Home, 1030 W. Mount Hope Avenue, and

Whereas, the White Eagles No. 42 was born on October 24th, 1930, with a membership of eleven under the leadership of Peter Pabis as President, Bonofacy Gajewski, Vice President, Jadwiga Wrobel as Secretary, and Anthony Zawadzki as Treasurer, and

Whereas, in 1932 the White Eagles Group No. 42 incorporated with the Polish Falcons Nest No. 652 and Polish National Alliance Group No. 3160 for purpose of uniting all the Polish groups under one roof, and

Whereas, this dream became a reality in 1936 and the organization continued to grow and prosper, and

Whereas, in 1980, thanks to Mrs. Jadwiga Wrobel, who came from Trenton, New Jersey, to Lansing and started it all back in 1930, the White Eagles Group No. 42 of Federation Life Insurance of America is still going strong, and

Whereas, the current officers include Bruno Wisniewski, President; Edward Graft, Vice President; Mary Wisniewski, Lady Vice President; Esther Peplinski, Secretary; Hildegard Malkowski, Treasurer; Edmund S. Kowalski, Financial Secretary; and John Yonchewski, Sergeant at Arms, now

Therefore, Be It Resolved, the City Council of the City of Lansing hereby extends its heart felt congratulations to the White Eagles Group No. 42 of Federation Life Insurance of America for 50 years of service to the Polish Community and to all the citizens of Lansing.

Adopted by the following vote:

Unanimously.

By COUNCILMAN McKANE—

Resolved by the City Council of the City of Lansing:

Whereas, the 48th Annual Conclave of Michiana Association of Alpha Iota Sorority will be held in Lansing on October 11th and 12th; and

Whereas, the Alpha Iota Sorority is an international honorary organization for students and women of business; and

Whereas, there are two local chapters of Michiana Association, Lansing Alumni and Lansing Mu Gamma with a total membership of approximately forty members; and

Whereas, Michiana Association will hostess the International Convention in 1985; and

Whereas, the Alpha Iota Sorority has been involved in many projects such as "Operation Greenthumb" which benefits communicatively handicapped children at the Institute of Logopedics in Wichita, Kansas; and

Whereas, Alpha Iota's members, women of high scholastic achievement, enjoy friendship and fun, leadership experience and professional development while providing services to their local communities;

Now, Therefore, Be It Resolved, the City Council of the City of Lansing hereby ex-

tends its warm and hearty welcome to the dynamic women of Michiana Association of Alpha Iota Sorority; and

Be It Further Resolved that a copy of this resolution be presented at the opening luncheon of the Annual Conclave on October 11, 1980.

Adopted by the following vote:

Unanimously.

By COUNCILMAN ADADO—

Resolved by the City Council of the City of Lansing:

Whereas, the Tri-County Emergency Medical Services Council is celebrating its tenth anniversary this year; and

Whereas, Dr. John G. Wiegenstein was instrumental in the initiation of the Council and its success in the Tri-County area; and

Whereas, over 60 area agencies concerned with public safety have worked together during the past decade to develop comprehensive emergency medical services in the Lansing region; and

Whereas, the Emergency Medical Services Council has worked diligently to improve emergency medical services in the areas of communication, hospital facilities, public relations, training and transportation; and

Whereas, all the citizens of Lansing can feel secure in the knowledge that our emergency medical services system is one of the best in the country thanks to John G. Wiegenstein and the individuals and agencies which have worked with such dedication over the last ten years;

Therefore, Be It Resolved, the City Council of the City of Lansing hereby extends its sincere appreciation of, and gratitude for the efforts of Dr. Wiegenstein and the members of the Tri-County Emergency Medical Services Council as they celebrate 10 years of exemplary service to our community on Thursday, October 16th.

Adopted by the following vote:

Unanimously.

By COUNCILMAN ADADO—

Resolved by the City Council of the City of Lansing:

That the request of the Ingham Medical Center's Employee Services Association for a special 24 hour liquor permit for social gathering at the National Guard Armory (2500 South Washington) on October 24th, 1980, at 8:00 p.m. to 1:00 a.m. is hereby approved provided the special permit is obtained from the Liquor Control Commission.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

That the Mayor's re-appointment of Diane C. Buckel to the Capitol Region Airport Authority for a term to expire October 1, 1984, is hereby approved and confirmed.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, a resident's request to change "Yield" signs to "Stop" signs on Averill Drive at Sandhurst Drive was denied by the City Council on September 29, 1980, based on recommendations to deny by the Traffic Division the Traffic Board, the Mayor, and the Committee on Public Properties and Safety; and

Whereas, Ms. Ann Drake, 3221 Ginger Snap Lane, subsequently appeared before the Committee on Public Properties and Safety to ask for reconsideration of the request, stating that the new safety patrol operating at this intersection needed the traffic control provided by stop signs; and

Whereas, Ms. Drake has said that her position is supported by the Averill School P.T.A.-C.I.C., and residents of the immediate neighborhood, and that she would provide a petition of support and/or a resolution of support from the P.T.A.-C.I.C.;

Now, Therefore, Be It Resolved, the Lansing City Council hereby authorizes the changing of "Yield" signs to "Stop" signs on Averill Drive at Sandhurst Drive for a 90-day trial period, with the Traffic Engineer to report the results of the experiment to the Committee on Public Properties and Safety after the trial period.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, resurfacing of Walnut Street has created more usable on-street parking areas; and

Whereas, the Traffic Board has reviewed parking regulations on Walnut Street and made recommendations for the best use of on-street parking; and

Whereas, the Mayor has concurred in the recommendations;

Now, Therefore, Be It Resolved, the Lansing City Council hereby adopts the Traffic Board recommendations and authorizes the following parking restrictions on Walnut Street:

"Four Hour Metered Parking 8 AM-6 PM" be allowed on the west side of Walnut Street from 111 feet north of Ionia Street to 155 feet north of Ionia Street and from 236 feet north of Ionia Street to 318 feet north of Ionia Street. The remainder of this block shall be "No Parking At Any Time" on the west side of Walnut Street.

"Four Hour Metered Parking 8 AM-4 PM" be allowed on the west side of Walnut Street from 170 feet north of Shiawassee Street to 110 feet south of Genesee Street, with "No Stopping, Standing, or Parking 4-6 PM" in this area.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council has on several occasions affirmed its support of the Grand River Salmon Project; and

Whereas, the City has a planned development for the Riverfront Property in support of the "William A. Brenke River Sculpture-Fish Ladder" in North Lansing and the Grand River Salmon Project; and

Whereas, a portion of the planned development includes the acquisition of the Chadwell Property located directly north and adjacent to the fish ladder; and

Whereas, the Chadwell Property will provide access to the Grand River for canoeists and fishermen; and

Whereas, monies have been reserved in account No. 101-936-802-971 for Riverfront Salmon Development Projects, which includes the acquisition of the Chadwell Property;

Now, Therefore, Be It Resolved, the Lansing City Council hereby approves the acquisition of the Chadwell Property and agrees to accept title to the lands; assume management responsibilities of the lands for park purposes including appropriate development and operating funds; and ensure use of the lands as public parks; and

Be It Further Resolved, the Property Manager is authorized to proceed with a method of acquisition that reflects the City's best interest; and

Be It Finally Resolved, the Property Manager is requested to report back to the Public Properties and Safety Committee of the City Council with the results of negotiations regarding said acquisition within 30 days of closing.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council has established a Lansing Industrial Development District IPR-1-80 in the City of Lansing, pursuant to Act 198, 1974, and

Whereas, A & E Printers nad Mailers, Inc., has submitted an application for an Industrial Facility Exemption Certificate in said Industrial Development District IPR-1-80, and

Whereas, a hearing was held on A & E Printers and Mailers, Inc.'s application for an exemption certificate on September 22, 1980, at which time all interested persons had an opportunity of be heard, and

Whereas, A & E Printers and Mailers, Inc., has met the requirements for said exemption certificate as required in Public Act 198, and

Whereas, this Council finds that the granting of this exemption certificate, considered together with the aggregate amount of Industrial Facilities and Commercial Redevelopment Exemption Certificates previously granted and currently in force shall not have the effect of substantially impeding the operation of the City of Lansing nor impairing the financial soundness of taxing units levying ad valorem property taxes in the City of Lansing; see memorandum of the Finance Director dated September 8, 1980, attached hereto;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing approve the application frm A & E Printers and Mailers, Inc., for an exemption certificate in Lansing Industrial Development District IPR-1-80 and shall remain in effect for a period of 12 years.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council has established a Lansing Commercial Redevelopment District CRD-2-80 in the City of Lansing, pursuant to Act 255, 1978, and

Whereas, Sisters Styling Salon has submitted an application for a Commercial Redevelopment Exemption Certificate in said Commercial Redevelopment District CRD-2-80, and

Whereas, a hearing was held on Sisters Styling Salon's application for an exemption certificate on September 22, 1980, at which time all interested persons had an opportunity to be heard, and

Whereas, Sisters Styling Salon has met the requirements for said exemption certificate as required in Public Act 255, and

Whereas, this Council finds that the granting of this exemption certificate, considered together with the aggregate amount of Industrial Facilities and Commercial Redevelopment Exemption Certificates previously granted and currently in force shall not have the effect of substantially impeding the operation of the City of Lansing nor impairing the financial soundness of taxing units levying ad valorem property taxes in the City of Lansing; see memorandum of the Finance Director dated September 8, 1980, attached hereto;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing approve the application from Sisters Styling Salon for an exemption certificate in Lansing Commercial Redevelopment District CRD-2-80 and shall remain in effect for a period of 12 years.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nays: Councilman Blair—1.

By ECONOMIC DEVELOPMENT COMMITTEE—

CITY OF LANSING

RESOLUTION CONFIRMING THE APPOINTMENT OF ADDITIONAL DIRECTORS

(Capitol Park Restaurant and Lounge Project)

(Vintage Investment Company Project)

(Triad Investment Firm Project)

(Elizabeth S. Upjohn d/b/a Kalamazoo Art Craft Project)

An excerpt from the minutes of a regular meeting of the City Council of the City of Lansing, Ingham County, Michigan, held in the Lansing City Hall at 7:00 o'clock

p.m., Michigan Time, on October 6, 1980, at which the following members were present:

Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington—8;

and the following were absent: None.

The following preamble and resolution were offered by Councilman Belen and supported by Councilman Lindemann:

Whereas, pursuant to and in accordance with The Economic Development Corporations Act, Act 338 of the Public Acts of 1974, as amended (the "Act"), the Mayor of the City of Lansing has appointed Thomas Papiernik, Sr., and Kathryn Haar as additional directors of the Board of Directors of The Economic Development Corporation of the City of Lansing, the "EDC" for the Capitol Park Restaurant and Lounge Project; and

Whereas, pursuant to the Act the Mayor of the City of Lansing has appointed Gary Weston and George Hess as additional directors of the Board of Directors of the EDC for the Vintage Investment Company Project; and

Whereas, pursuant to the Act the Mayor of the City of Lansing has appointed Gary Weston and Michael Haley as additional directors of the Board of Directors of the EDC for the Triad Investment Firm Project; and

Whereas, pursuant to the Act the Mayor of the City of Lansing has appointed Thomas Papiernik, Sr., and George Hess as additional directors of the Board of Directors of the EDC for the Elizabeth S. Upjohn d/b/a Kalamazoo Art Craft Project; and

Whereas, pursuant to the Act this City Council wishes to confirm and approve the appointments of the additional directors for all of the above-referenced projects.

Now, Therefore, It is Hereby Resolved by the City Council of the City of Lansing, as follows:

1. The appointment of Thomas Papiernik, Sr., and Kathryn Haar as additional directors of the Board of Directors of the EDC for the Capitol Park Restaurant and Lounge Project is hereby confirmed and approved.

2. The appointment of Gary Weston and George Hess as additional directors of the Board of Directors of the EDC for the Vintage Investment Company Project is hereby confirmed and approved.

3. The appointment of Gary Weston and Michael Haley as additional directors of the Board of Directors of the EDC for the Triad Investment Firm Project is hereby confirmed and approved.

4. The appointment of Thomas Papiernik, Sr., and George Hess as additional directors of the Board of Directors of the EDC for the Elizabeth S. Upjohn d/b/a Kalamazoo Art Craft is hereby confirmed and approved.

5. All resolutions or parts thereof in conflict with this Resolution are hereby repealed, but only to the extent of such conflict.

Adopted:

Yeas: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington—8.

Nays: None.

Abstentions: None.

STATE OF MICHIGAN }
COUNTY OF INGHAM } ss.

I hereby certify that the following is a true and complete copy of a Resolution adopted at a regular meeting of the City Council of the City of Lansing, Ingham County, Michigan, held on the 6th day of October, 1980, and that said Resolution is on file in the office of the City Clerk and is available to the public.

THEO FULTON,
Lansing City Clerk.

Dated: October 6, 1980

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT
COMMITTEE—

CITY OF LANSING
RESOLUTION APPROVING PROJECT
PLAN

(Greater Lansing Board of Realtors Office)

An excerpt from the minutes of a regular meeting of the City Council of the City of Lansing, Counties of Ingham, Clinton and Eaton, Michigan, held in Lansing City Hall at 7:00 o'clock p.m., Michigan Time, on October 6, 1980, at which the following members were present:

Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington—8;

and the following were absent: None.

The following preamble and resolution were offered by Councilman Belen and supported by Councilman Lindemann:

Whereas, pursuant to and in accordance with The Economic Development Corporations Act, Act 138 of the Public Acts of

1974, as amended (the "EDC Act"), the City Planning Board has heretofore submitted its findings and recommendations for approval of the Greater Lansing Board of Realtors Office Project Plan (a copy of which is on file with the Lansing City Clerk) for the project proposed by The Economic Development Corporation of the City of Lansing ("EDC"); and

Whereas, this City Council has given due consideration to the findings and recommendations of the City Planning Board prior to consideration of this Resolution; and

Whereas, this City Council has given notice pursuant to and in compliance with the EDC Act of a public hearing which was held heretofore in accordance with the EDC Act therein made and provided; and

Whereas, at said public hearing, the fullest opportunity was given for expression of opinion, for argument on the merits, and for introduction of documentary evidence pertinent to the Project Plan, and further, this City Council has given due consideration to all communications received in writing with reference thereto; and

Whereas, this City Council made and preserved a record of the public hearing, including all data presented thereat; and

Whereas, this City Council desires to express its approval of said Project Plan and the Project described therein, and wishes to request The Economic Development Corporation of the City of Lansing to proceed with such Project and the financing thereof.

Now, Therefore, It Is Hereby Resolved by the City Council of the City of Lansing, as follows:

1. It is hereby determined that the Greater Lansing Board of Realtors Office Project Plan prepared by The Economic Development Corporation of the City of Lansing constitutes a public purpose of the City of Lansing and said Project Plan is hereby approved as presented on this date based on the following considerations:

(a) the findings and recommendations of the City of Lansing Planning Board;

(b) that the Plan meets the requirements set forth in Section 8 of Act 338 of 1974, as amended;

(c) the persons who will be active in the management of the Project for not less than one year after the approval of the Project Plan have sufficient ability and experience to manage the Plan properly;

(d) the proposed method of financing the Project is feasible and the Economic Development Corporation has the ability to arrange the financing by sale of the bonds to American Bank and Trust Company; and

(e) the Project is reasonable and necessary to carry out the purposes of Act 338 of 1974, as amended.

2. The Economic Development Corporation of the City of Lansing is hereby requested to proceed with the issuance of bonds to finance the acquisition of the Project.

3. All resolutions or parts thereof in conflict with this Resolution are hereby repealed, but only to the extent of such conflict.

Adopted:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nays: None.

Abstentions: Councilman Blair—1.

STATE OF MICHIGAN }
COUNTY OF INGHAM } ss.

I hereby certify that the foregoing is a true and complete copy of a resolution adopted at a regular meeting of the City Council of the City of Lansing, Counties of Ingham, Eaton and Clinton, Michigan, held on the 6th day of October, 1980, and that the said resolution is on file in the office of the City Clerk and are available to the public.

THEO FULTON,
Lansing City Clerk.

Dated: October 6, 1980

By COUNCILMAN McKANE—

That Councilman Blair be excused from voting on this issue.

Carried.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT
COMMITTEE—

RESOLUTION APPROVING PROJECT
AREA, PROJECT DISTRICT AREA
AND APPOINTMENT OF
ADDITIONAL DIRECTORS

(Upjohn d/b/a Kalamazoo Artercraft)

Minutes of a regular meeting of the City Council of the City of Lansing, Michigan, held at 7 o'clock p.m., Michigan Time, on October 6, 1980, at which the following members were present:

Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington—8;

and the following were absent: None.

The following preamble and resolution were offered by Councilman Belen and supported by Councilman Lindemann:

Whereas, there exists in the City of Lansing the need for programs to alleviate and prevent conditions of unemployment, to assist and retain local industries and commercial enterprises in order to strengthen and revitalize the City's economy and to encourage the location and expansion of commercial enterprises to provide needed services and facilities to the City and its residents; and

Whereas, the Economic Development Corporations Act, being Act No. 338, Public Acts of Michigan, 1974, as amended (the "Act") provides a means by which this purpose and intent may be accomplished; and

Whereas, Elizabeth Upjohn d/b/a Kalamazoo Artercraft, has proposed the construction of a new commercial facility for use as office space (the "Project") to alleviate the aforesaid conditions and provide needed services and the Project has been initiated by the Economic Development Corporation of the City of Lansing (hereinafter referred to as the "EDC"); and

Whereas, the EDC, in conformity with Act 338 of the Public Acts of 1974, as amended, has designated a project area and recommended a project district area for the Project to this City Council for its approval; and

Whereas, the Mayor of the City of Lansing has appointed two additional directors to the EDC Board who are representative of neighborhood residents or business interests which may be affected by the project.

Now, Therefore, Be It Resolved by this City Council of the City of Lansing, as follows:

1. The following project area, as designated by the EDC, be and is hereby certified as approved:

City of Lansing, County of Ingham, State of Michigan, commonly known as Keystone and Enterprise (Northwest corner) Section 3, Town 3 North, Range 2 West, a portion of Lot 11 of Midway Industrial Park consisting of approximately 3.16 acres. Except commencing at the Southwest corner of said lot thence North 24 degrees 03 minutes 40 seconds West 330 feet; thence North 65 degrees 56 minutes 20 seconds East 294 feet; thence South 24 degrees 03 minutes 40 seconds East 330 feet; thence South 65 degrees 56 minutes 20 seconds West 294 feet to the point of beginning.

2. The Project Area is zoned for its contemplated use and the surrounding area is not expected to be affected by the Project. Accordingly, the Project District Area is hereby designated as that parcel described as follows:

City of Lansing, County of Ingham, State of Michigan, commonly known as Keystone and Enterprise (Northwest corner) Section 3, Town 3 North, Range 2 West, a portion of Lot 11 of Midway Industrial Park consisting of approximately 3.16 acres. Except commencing at the Southwest corner of said lot thence North 24 degrees 03 minutes 40 seconds West 330 feet; thence North 65 degrees 56 minutes 20 seconds East 294 feet; thence South 24 degrees 03 minutes 40 seconds East 330 feet; thence South 65 degrees 56 minutes 20 seconds West 294 feet to the point of beginning.

3. It is hereby determined that there are less than eighteen (18) residents, real property owners, or representatives of establishments located within the Project District Area and, therefore, a Project Citizens District Council shall not be formed pursuant to Section 20 (b) of the Act.

4. The City Clerk be, and is hereby directed to provide a certified copy of this resolution to the Secretary of the Board of the Corporation.

Adopted:

Yeas: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington—8.

Nays: None.

Not Voting: None.

Absent: None.

COUNTY OF INGHAM } STATE OF MICHIGAN } ss.

I hereby certify that the foregoing is a true and complete copy of the minutes of a regular meeting of the City Council of the City of Lansing, Counties of Ingham, Eaton and Clinton, Michigan, held on the 6th day of October, 1980, and that the said minutes are on file in the office of the City Clerk and are available to the public.

THEO FULTON,
City Clerk.

Dated: October 6, 1980

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, it is necessary to hold a public hearing prior to the Council approval of an Industrial Facilities Exemption Certificate for the following petitioner,

Industrial Development District No. 6

Petitioner: Spartan Investment Company
2443 S. Rundle

Therefore, Be It Resolved, that the City Clerk give at least 10 days notice of a public hearing when all persons interested may attend and make any objections they may have to the approval of the certificate, and

Further Resolved, that the City Clerk notify the legislative body of each taxing unit which levies ad valorem property taxes in the city, and

Further Resolved, that such hearing shall be held at the Council Chambers in the City Hall on the 27th day of October, 1980, at 7:00 p.m., and that notice of such hearing be published in a publication of general circulation of said city.

Adopted by the following vote:

Unanimously.

By PHYSICAL DEVELOPMENT
COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, the Mayor has submitted the name of Elizabeth McGinnis to fill the vacancy on the Zoning Board of Appeals created by Marion E. Taylor's resignation,

Now, Therefore, Be It Resolved, the City Council of the City of Lansing hereby approves and confirms the appointment of Elizabeth McGinnis to the Board of Zoning Appeals for a term to expire June 30th, 1981.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

P-13-80

Four Seasons on the River
Preliminary Plat—Tentative Approval

Whereas, the preliminary plat of Four Seasons on the River Subdivision has been submitted for tentative approval; and

Whereas, the Planning Board, pursuant to Act 285, Public Acts of 1931 as amended, reviewed the preliminary plat and recommended that tentative approval be granted subject to conditions; and

Whereas, the Physical Development Committee of the City Council has reviewed the

report of the Planning Board and does concur therewith;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing hereby tentatively approves the preliminary plat of Four Seasons on the River subject to the following conditions:

- 1) That the final plat be developed with all public improvements as required by the Lansing Subdivision Regulations and the Michigan State Plat Act.
- 2) That the development utilize an underground electrical distribution system as specified in Section 37-31.1 of the Lansing Subdivision Regulations.
- 3) That the necessary easements be provided for the installation of utilities and that they be shown on the final plat.
- 4) That all requirements of the various public agencies be complied with; and
- 5) This recommendation of approval is also made with the understanding that the extension of the public street from the Four Seasons Subdivision plat south to Cooley Drive will not occur until such time that an overall circulation plan is developed and agreed upon; and further that a public hearing would be held on the overall circulation plan. Said circulation plan shall take into consideration all existing and proposed future public streets within the immediate area; and

Be It Further Resolved, that the City Clerk be, and she is hereby, directed to notify the proprietor(s) of the plat and the surveyor(s) of the land of this action.

By COUNCILMAN McKANE—

That this resolution be tabled for one week.

Lost by the following vote:

Yeas: Councilmen Blair, McKane—2.

Nays: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, Worthington—6.

By COUNCILMAN McKANE—

That the resolution be amended as follows:

That the following paragraph be added as condition No. 6:

- 6) That the minimum set-back for all living units in Lot 1 on the South property line be no less than 30-feet from adjacent property lines.

Lost by the following vote:

Yeas: Councilmen Blair, Lindemann, McKane—3.

Nays: Councilmen Adado, Belen, Brenke, Gunther, Worthington—5.

The resolution as presented was adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, Worthington—6.

Nays: Councilmen Blair, McKane—2.

By COUNCILMAN WORTHINGTON—

That the Council recess for a period of 5 minutes.

Carried.

Council recessed at 9:00 and reconvened at 9:05 p.m.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

P-1-80

Cloverland Square
Final Plat Recertification

Whereas, John Bondarenko has requested recertification of the final plat of Cloverland Square; and

Whereas, the Planning Board, at their meeting of September 23, 1980, reviewed this request and recommended that the recertification be approved; and

Whereas, the Physical Development Committee of City Council, to whom was referred the report of the Planning Board, concurs therewith;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing recertifies the final subdivision plat of Cloverland Square and directs the City Clerk to sign this final plat and forward it on to the Ingham County Register of Deeds for recording.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the 5th day of May, 1980, this Council was petitioned to change the following described property from "A" One Family Residential District to "C" Two Family Residential District, all as set forth in the Zoning Code of this City.

Whereas, the property involved is described as:

Z-19-80—3135 N. Turner Street

3301-04-153-001

More particularly described as:

Lots 81 and 82, Ideal Home Sites, City of Lansing, Ingham County, Michigan;

from "A" One Family Residential District to "C" Two Family Residential District.

Whereas, pursuant to Act 207, Public Acts of 1921 as amended, the Planning Board advised the City Council to deny this petition; and

Whereas, the Physical Development Committee of City Council, to whom was referred the report of the Planning Board, concurs therewith;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing ordains that the petition to rezone the above described property from "A" One Family Residential District to "C" Two Family Residential District be denied.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

SUP-11-80—5000 block of Stafford Street (East side).

(Use of a Community Residential Care Center).

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall be held at the Council Chamber in the City Hall on the 27th day of October, 1980, at 7:00 o'clock p.m., and that notice of such hearing be published in the official publication of said City, as required by law.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-29-80—Just south of 700 River Street,

be rezoned from "D" Apartment District to "J" Parking District, and the "Map" be changed to indicate such transfer;

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall be held at the Council Chamber in the City Hall on the 27th day of October, 1980, at 7:00 o'clock p.m., and that notice of such hearing be published in the official publication of said City, as required by law.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-27-80—3412 Burchfield Street,

be rezoned from "A" One Family Residential District to "F" Commercial District and the "Map" be changed to indicate such transfer;

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall be held at the Council Chamber in the City Hall on the 27th day of October, 1980, at 7:00 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-32-80—2720 N. East Street,

be rezoned from "E-2" Drive-In Shop District to "F" Commercial District and the

"Map" be changed to indicate such transfer;

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall be held at the Council Chambers in the City Hall on the 27th day of October, 1980, at 7:00 o'clock p.m., and that notice of such hearing be published in the official publication of said City, as required by law.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

SUP-13-79

640 Maplehill
(formerly Maplehill Elementary School)

Whereas, pursuant to Section 36-42 (11) of the Lansing Zoning Code, a request was made by Capital Area Community Services, Inc., for a special use permit to allow the operation of eleven (11) HEAD START Program classrooms to provide preschool education to a maximum of three hundred thirty (330) children in two (2) half day sessions, upon the premises commonly known as 640 Maplehill (formerly known as Maplehill Elementary School), more particularly described as:

Parcel No. 3301-33-282-051
Lots 208 through 221, inclusive
Maple Hill Subdivision, City of Lansing
Ingham County, Michigan; and

Whereas, the Planning Board, at their meeting of January 22, 1980, recommended that the petition be approved subject to conditions; and

Whereas, the Physical Development Committee of the Council, to whom the report of the Planning Board was referred, concurred therewith; and

Whereas, the Council of the City of Lansing did, on March 3, 1980, officially express its intent to approve Special Use Permit number 13 of 1979 upon certification by the Planning Department, the Department of Building Safety and Development, and the Fire Prevention Bureau, that all necessary code compliance alterations have been completed; and

Whereas, representation of the Planning Department, the Department of Building Safety and Development, and the Fire Prevention Bureau inspected the premises on October 3, 1980, and certify that all necessary code compliance alterations have been completed;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing hereby grants Special Use Permit number 13 of 1979 to allow the operation of eleven HEAD START Program classrooms to provide pre-school education for a maximum of three hundred thirty (330) children in two (2) half day sessions upon the above described premises; and

Be It Further Resolved, that the City Clerk be, and she is hereby, directed to notify the petitioner of this action.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT III

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

That the special assessment roll for Sanitary Sewer:

Assessment Roll No. 281

P.S. 54086—Sanitary

Property Benefited: All lands fronting on Fauna Avenue from Viking Street west 160 ft. to serve Parcel G, excepting all public streets and alleys and other lots deemed not benefited.

Assessment Roll No. 281

P.S. 15050—Sanitary

Property Benefited: All lands fronting on east side of Logan Street from the existing sewer north to N. Grand River Avenue and the north side of N. Grand River from Logan Street Ely. to serve 2420 N. Grand River Avenue, excepting all public streets and alley and other lands deemed not benefited.

The revised estimated expense of said improvements based upon construction bids are as follows:

Project No. P.S. 54086

Assessment Roll No. 281

SANITARY

Intersection and City Contribution	\$31,853.90
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Assessable to Property Owners	15,008.74
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Total Project Cost	\$46,862.64
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STUBS

Intersection and City Contribution	\$ 0.00
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Assessable to Property Owners	702.00
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Total Project Cost	\$ 702.00
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TOTAL COSTS

Intersection and City Contributions	\$31,853.90*
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Assessable to Property Owners	15,710.74
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Total Project Cost	\$47,564.64
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City's Portion Sanitary Sewer Account
No. 590-536-608-974

These projects are a part of the Fauna Avenue and Others Sanitary Sewer Contract, P.S. 54086.

returned by the City Assessor be received and placed on file, and the City Clerk be directed to publish a notice thereof by publication in a local newspaper five days in accordance with Section 28-17, of Chapter 28 of the Code of Ordinances.

Resolved Further, that the City Council will meet at the Council Rooms on Monday, the 20th day of October, 1980, at 7:00 o'clock p.m. for the purpose of reviewing said assessment roll.

I hereby certify that funds are available and encumbered for the City of Lansing's share of said project.

STEPHEN W. DUARTE,
City Controller.

Adopted by the following vote:

Unanimously.

By COUNCILMAN GUNTHER—

Resolved by the City Council of the City of Lansing:

That the following transfers be made:

Fiscal Year 1979-80/Year End Transfers:

\$195.00 from Materials—Surface Maintenance
A/C 202-464-000-782

\$195.00 to Equipment Rental—Roadside Mowing
A/C 202-471-000-943

\$295.00 from Salaries and Longevity—Engineering Traffic Computer
A/C 203-483-002-702

\$ 35.00 to Utilities—Traffic Computer
A/C 203-483-002-920

260.00 to Equipment Maint.—Traffic Computer
A/C 203-483-002-937

I hereby certify that this is a properly drawn and eligible transfer.

Approved:

JAMES W. DOWSETT,
Finance Director.

JACK D. GUNTHER,
WILLIAM A. BRENKE,
TERRY J. McKANE,
Ways and Means Committee.

Adopted by the following vote:

Unanimously.

By COUNCILMAN GUNTHER—

Resolved by the City Council of the City of Lansing:

That the following transfers be made:

\$ 500.00 from Reserve for Contingency
A/C 101-941-000-963

\$ 500.00 to Fire Admin.—Overtime
A/C 101-337-000-708

\$9,890.00 from Reserve for Contingency
A/C 101-941-000-963

\$9,890.00 to Civic Center Contribu-
tion
A/C 101-593-000-969

\$9,890.00 from Civic Center Est. Revenues
A/C 593-000-000-160

\$9,890.00 to Civic Center—Wages
Hourly
A/C 593-536-000-706

I hereby certify that this is a properly drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Approved:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
TERRY J. McKANE,
Ways and Means Committee.

Adopted by the following vote:

Unanimously.

ORDINANCES

By COUNCILMAN WORTHINGTON—

The Committee reported that it had considered an ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by adding a new section to be numbered 36-116.5 to provide for an amendment to the amended Physical Development Plan for Neighborhood Development Area No. 3 within the City of Lansing for the inclusion of two structures and one vacant lot in the acquisition program under the section "Physical Condi-

tion." The structures are located at 1218 Ballard St. and 1223 Ballard St. and the vacant lot is located at 1712 N. High St., and recommended that the ordinance be passed.

Carried.

ORDINANCE NO. 581

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by adding a new section to be numbered 36-116.5 to provide for an amendment to the amended Physical Development Plan for Neighborhood Development Area No. 3 within the City of Lansing for the inclusion of two structures and one vacant lot in the acquisition program under the section "Physical Condition." The structures are located at 1218 Ballard St. and 1223 Ballard St. and the vacant lot is located at 1712 N. High St., be placed on order of immediate passage.

Carried.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by adding a new section to be numbered 36-116.5 to provide for an amendment to the amended Physical Development Plan for Neighborhood Development Area No. 3 within the City of Lansing for the inclusion of two structures and one vacant lot in the acquisition program under the section "Physical Condition." The structures are located at 1218 Ballard St. and 1223 Ballard St. and the vacant lot is located at 1712 N. High St., be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 581

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT CHAPTER 36, ARTICLE XIV OF THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, BE AMENDED BY ADDING A NEW SECTION TO BE NUMBERED 36-116.5 TO PROVIDE FOR AN AMENDMENT TO THE AMENDED PHYSICAL DEVELOPMENT PLAN FOR NEIGHBORHOOD DEVELOPMENT AREA NO. 3 WITHIN THE CITY OF LANSING.

The City of Lansing Ordains:

Section 1. That Chapter 36, Article XIV of the Code of the City of Lansing, Michi-

gan, be amended by adding a new section to be numbered 36-116.5 to read as follows:

Section 36-116.5. Amendment to the plan established.

The Physical Development Plan referred to in Sec. 36-116 is hereby modified by incorporating the following into the ordinance pursuant to Section 36-121.

The inclusion of two structures and one vacant lot in the acquisition program under the section "Physical Condition." The structures are located at 1218 Ballard Street and 1223 Ballard Street.

The vacant lot is located at 1712 N. High Street.

The deletion of those two structures from the Housing Rehabilitation list.

The modification of maps to reflect the changes detailed above.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Section 3. This ordinance shall take effect thirty (30) days from its passage unless given immediate effect by the City Council.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

This ordinance being necessary for the immediate preservation for the public peace, health or safety shall take effect upon its passage.

Carried.

By COUNCILMAN GUNTHER—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived for the purpose of presenting items that are not listed on the agenda.

Carried.

Request from Ladies Cedar Club for special 24-hour liquor permit for October 25, 1980, at the National Guard Armory.

Referred to Committee on General Services.

**REMARKS BY THE MAYOR'S
EXECUTIVE ASSISTANT**

Mr. Black spoke in regard to the purchase of property at 533 S. Butler Street.

REMARKS BY THE CITY COUNCIL

Gary Caulkins, 2521 York Street, spoke.

By COUNCILMAN BLAIR—

That this meeting stand adjourned.

Carried.

Council adjourned at 9:30 p.m.

**THEO FULTON,
City Clerk.**

Lansing, Michigan

October 6, 1980

F/B

CITY CLERK'S OFFICE

Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE

U. S. POSTAGE

PAID

Permit No. 1461
Lansing, Michigan

767

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, October 13, 1980

CITY COUNCIL ROOMS

Lansing, Michigan
October 13, 1980

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by President Adado.

Present: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Jaci Fitzgerald, Program Asst. of Easter Seal Society of Mid-Michigan.

Pledge of Allegiance was led by Jaci Fitzgerald.

By COUNCILMAN McKANE—

That the Council Proceedings of September 15 and 22, 1980, be approved.

Carried.

Jaci Fitzgerald spoke in regard to Handicapper Week.

**HEARINGS ON PROPOSED CHANGES
IN ZONING CLASSIFICATIONS**

October 13, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-25-80—501 Townsend St.,

to be rezoned from "D-1" Professional Office District to "D" Apartment District.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment.

Sam Yaker, member of firm who plans to develop the property, spoke.

Referred to Committee on Physical Development.

October 13, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-16-80—3400 blk N. Turner St.,

to be rezoned from "A-1" Family Residence District to "B" Residential District.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment.

Referred to Committee on Physical Development.

October 13, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Special Use Permit—10-80—2045 W. Jolly Road,

to be used as Child Care Center.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment.

Referred to Committee on Physical Development.

October 13, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed Special Use Permit as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

SUP-13-80—Boys Vocational School Property off N. Pennsylvania Avenue

for parking facility for use by Edward W. Sparrow Hospital.

Tom Plasman, of Edward W. Sparrow Hospital, spoke and David Bain presented plan.

Chas. Marsefski, 1423 Jerome, spoke.

Ed. Fredericks, 1037 Orchard, spoke and presented petitions opposing.

Robert Hull, 404 S. Holmes, President East Side Neighborhood Assn., spoke.

Jerry Lawler, 122 Horton St., spoke.

Ken Sperber, 1109 Orchard St., spoke.

Robert H. Wilson, 1115 Orchard St., sent telegram opposing.

Nancy Hewitt, 1111 Orchard St., spoke and presented letter from Valerie Thonger and Joan Lance.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed Special Use Permit provided for in the Zoning Code he had the privilege of speaking at this time.

Referred to Committee on Physical Development.

PUBLIC HEARINGS

October 13, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed establishment of a Lansing Commercial Redevelopment District CRD-15-80 for

Fairview Heights Associates
1612-1616 E. Michigan Avenue.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed district they had the privilege of speaking at this time.

Robert Stevenson, attorney representing Fairview Heights Assoc., spoke.

Referred to Committee on Economic Development.

October 13, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed approval of a Commercial Redevelopment Exemption Certificate for

Parkside Company % Richard Jankowski,
D.D.S.

3325 S. Pennsylvania Avenue.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed certificate they had the privilege of speaking at this time.

Jack Davis, attorney for Parkside Co., spoke.

Referred to Committee on Economic Development.

**THE PUBLIC MAY NOW ADDRESS
THE CITY COUNCIL ON NON-
AGENDA ITEMS. YOU MAY SPEAK
ONLY FOR 3 MINUTES ON ANY
ONE ITEM.**

Joe DeFors, 312 Ferguson, Lansing Fire Department, spoke relative to the EMT units and the paramedics serving the City of Lansing. He also presented petitions in regard to reduced emergency medical care.

Referred to Public Properties and Safety.

President Adado asked Mr. Black to convey this to the Mayor for a report on same.

Mr. Wisenberg spoke.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

PUBLIC DRIVERS—

Herbert Mark Corey, Louis Joseph Koller, Verschul Edward Olson.

Referred to Committee on General Services.

Fred White Engineering Co. requests final preliminary approval on plat of Four Seasons on the River.

Referred to Mayor, Planning Board.

The following claims have been filed:

William E. Rheame, Attorney for client Maggie Washington, for injuries received when she was struck by a rock thrown from a lawn mower being used by a City Employee.

Josh Beasley for damage to his automobile after striking a piece of stone left by a City construction worker.

Referred to Mayor, City Attorney.

The following petitions for rezoning were filed:

Z-37-80—

Lot 7 and that part of Lots 5 and 6 lying S'ly of a line 108 ft. S'ly of measured at Rt. angles and parallel to a line described as commencing at a point on the East line of Section 10, North 0°35'05" West 825.75 feet from the East ¼ corner of Section 10, thence South 68°38'48" West 800 feet to point of ending, except the East 37 feet of Supervisors plat No. 2, T3N, R2W, City of Lansing, Ingham County, Michigan, from "A" One Family Residential District to "T" Heavy Industrial District—(6500 Aurelius Road).

Z-38-80—

Commencing on the west line of the former ME railroad right-of-way, 460 feet south of east and west ¼ line; thence south 14° 30', west 280 feet to point on north line of Holmesdale Subdivision, 9 feet east of the northwest corner of Lot 80 of said plat, east to the westerly line of the former ME railroad right-of-way, northwesterly 275 feet to beginning, and also

Commencing at the intersection north line of Willard Street and the east line of the former ME railroad right-of-way, southeasterly 1069.25 feet along the east line of said right-of-way to the north line of Hodge Avenue; west 26.1 feet to center line of the former ME railroad right-of-way, northwesterly 641.5 feet along said center line to north line of Holmesdale Subdivision, extended east, west 26.65 feet to the northeast corner of Lot 80 of said Subdivision; northwesterly 430 feet along the westerly line of the former ME railroad right-of-way to a point west of beginning, east 50 feet to beginning; Section 28, T4N, R2W, City of Lansing, Ingham County, Michigan, from "A" One Family Residential District to "J" Parking District—(Stabler Street).

Referred to Mayor, Planning Board.

Request filed for special 24-hour liquor permit for ALSAC—St. Jude Children's Research Hospital Charity—October 31, 1980—Marshall Street Armory.

Referred to Mayor, Committee on General Services.

Letters filed by Department of Commerce—Liquor Control Commission relative:

Request by Samir-Rabah, Inc., for transfer of stock of their 1980 SDM-SDD licenses at 1701 Turner Street.

Received and placed on file.

Request from Point East Lounge, Inc., for transfer of ownership of 1980 Class "C" licensed business located at 3016 E.

Grand River Avenue from Ye Olde Round Table, Inc.

Referred to Mayor, Committee on General Services.

Request from Fisher Body Division announcing of a hosting of a neighborhood open house on October 29, 1980, and request the west parking lane along Verlinden Avenue from Osborn St. to Michigan Avenue be reserved for visitor parking.

Referred to Mayor, Committee on Public Property and Safety.

Letter from Forest View Citizens' Association in regard to the design plans for the reconstruction of Aurelius Road.

Referred to Mayor, Committee on Physical Development and Committee on Public Property and Safety.

Letter from Keena Truck Leasing Co. in regard to transfers of employment to Delta Township.

Received and placed on file with copy to the Economic Development Corporation.

Michigan Municipal League submits an announcement of a series of twelve hazardous materials workshops for Local Government Officials to be held November 20, 1980.

Referred to Mayor.

Letter sent to Councilman Louis Adado from Carl Levin—United States Senator in regard to General Revenue Sharing program.

Received and placed on file with copy to Mayor.

Letter from Stuart J. Dunning, Jr., Attorney for Fred and Bill's Carry-Out at 533 S. Butler Blvd., offering to city property at the N.E. corner of Butler Street and Hillsdale Street.

Referred to Mayor, Committee on Physical Development.

Letter from Mid-Michigan Chapter, Inc., American Institute of Architects in regard to competitive bidding for professional services.

Referred to Mayor.

Letter from Karl L. Gotting of Loomis, Ewert, Ederet, Parsley, Davis and Gotting in regard to Capitol Commons/Capitol

Senior Limited Dividend Housing Association Ordinance No. 514.

Referred to Mayor, Committee on Physical Development.

MAYOR'S EXECUTIVE ASSISTANT COMMENTS ON ANY ITEM ON THE AGENDA

No comment.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING ITEMS LISTED ON THE AGENDA: COMMUNICATIONS AND PETITIONS, COMMITTEE REPORTS, REPORTS OF CITY OFFICERS AND BOARDS AND RESOLUTIONS. YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

Resolution No. 2 was removed from the agenda.

REPORTS OF COMMITTEES

The COMMITTEE ON GENERAL SERVICES approves the following applications for licenses:

PUBLIC DRIVERS—

Herbert Mark Corey, Louis Joseph Koller, Verschul Edward Olson.

Signed:

WILLIAM A. BRENKE,
TERRY J. McKANE,
LOUIS F. ADADO,
Committee on General
Services.

By COUNCILMAN BRENKE—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred the rezoning petition Z-17-80—for property at 1701-1705 S. Cedar St. and 508-512 Isbell Street from "C" Two Family Residential District to "T" Commercial and "J" Parking Districts, reports as follows:

That said rezoning be approved.

Signed:

SIDNEY P. WORTHINGTON,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Physical
Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

DATE: October 3, 1980

TO: Council President Louis Adado, Mayor
Gerald Graves & City Clerk Theo Fulton

FROM: Edward J. Piloske, Principal Inter-
nal Auditor

SUBJECT: Interim Monitoring Audit of the
Youth Development Corporation C.E.T.A.
Contracts

In accordance with Section 3-402.3 of the City Charter, the Office of Internal Audit submits the following interim monitoring audit report of the Youth Development Corporation FY 1979-80 C.E.T.A. Title II contract and C.E.T.A. Title VI Work Project "Home Maintenance and Preservation" contract, subgranted by the City of Lansing.

As this audit contains programmatic exceptions detailed on page 8 of the report, a response will be required from Youth Development Corporation and the City Administration.

Received and placed on file.

October 6, 1980

President Adado and Members

Lansing City Council

Gentlemen:

Attached is an application for a parade permit from the Mayor's Parade Committee for Veteran's Day, 8:00 p.m. on Tuesday, November 11, 1980.

Our personnel estimate this will cost the City a total of \$357.76, which represents one sergeant, 12 officers and 13 vehicles for 1.5 hours.

This is being sent for your final approval.

Respectfully yours,

RICHARD A. GLEASON,
Chief of Police.

By COUNCILMAN LINDEMANN—

That we concur in the recommendation of the Chief of Police and said permit be approved, having received the signatures of all the required departments.

Carried.

September 29, 1980

Councilman Adado, President
and City Council Members

10th Floor, City Hall

Lansing, Michigan 48933

Dear President Adado and
Council Members:

In February of 1979, monies became available through the Tri-County Office on Aging to establish a Senior Center Supervisor for the Civic Center. The City of Lansing's 1979 and 1980 proposals were funded.

Due to the success of this program, the Grants and Program Coordinator submitted a third grant proposal in the amount of \$24,482.04 to the Tri-County Office on Aging, August 8, 1980, for salary and fringe benefits for a "Senior Citizens' Supervisor—Civic Center" for a twelve month period beginning the first part of October 1980 through September 30, 1981.

Notification of award was received by mail September 22, 1980, from Brian Donnelly that the full amount requested, \$18,242.00, had been approved with a City match of \$6,240.04, the total amount of the grant is \$24,482.04.

Sincerely,

GERALD W. GRAVES,
Mayor, City of Lansing.

Received and placed on file.

October 6, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

This office has been recently advised by Beverly McMillon that she no longer desires to serve as an elected member of the Citizens' District Council for the Eastside Area NDA No. 2.

In compliance with P.A. 344, as amended, and Ordinance No. 558, I am submitting to you for your consideration and confirmation, the name of Mrs. Ethel Williams to fill the vacancy, which term expires May 5, 1981.

Mrs. Williams resides in the City of Lansing at 1239 Dakin Street; she has been actively involved in the neighborhood, presently serving on the Potter Park Advisory Committee and also participating in the housing rehabilitation program.

Trusting this recommendation meets with your approval, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

October 6, 1980

Honorable Council President Louis F. Adado and Members of Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

In a letter dated September 25, 1980, the Planning Board recommended against acquisition of any of the approximately twenty parcels offered to the City of Lansing by the Department of Natural Resources (Act 27-80). These parcels are available for \$1 after having reverted to the DNR by non-payment of delinquent property taxes.

This letter is to amend my concurrence with the recommendation of the Planning Board. It is my recommendation that the City of Lansing acquire one parcel from this list which is a landlocked property bordering on I-496 on the south and City park property on the remaining three sides. Apparently, a communication error failed to properly inform the Planning Board of possible parks interest in the property.

In addition to the \$1 cost and the fact that the property is surrounded by park property, I would further point out that this property is in the flood plain and therefore not conducive to any development; the property was last assessed at \$150 so the net loss in annual property taxes is approximately \$10; and the property would not increase the City's maintenance responsibility.

In light of the above, I would recommend your action to acquire parcel No. 3301-23-126-095, as identified in the attached map.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 10/8/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the City Assessor Re:

Withhold from Tax Sale Request—1046 N. Larch Street

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 10/8/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Deputy Director for Redevelopment Re: Sale of Vacant Lot—NDA No. 3 Expansion Area (Portions of 706, 712 and 716 Walker Street)

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 10/9/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director Re: Genesee Center

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 10/9/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director

Re: P-5-78 Otto Park—Final Plat
P-7-79 Provincial House No. 4—
Final Plat

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 10/9/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director
Re: Z-32-80 2720 North East Street
Z-31-80 113-115 N. Riverfront Drive

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 10/9/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Administrative Services Director Re: Resolution to provide quit claim deeds to clear title and dispose of some properties

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 10/9/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Traffic Engineer
Re: Request for removal of Stop Signs on Pine at Grand River Avenue

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 10/9/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Traffic Engineer
Re: Request for removal of Stop Signs on Ballard Street at Drury Lane

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 10/9/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Traffic Engineer
Re: Change in parking designation on S. Dexter Drive

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 10/9/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Traffic Engineer
Re: Traffic control designation at intersection of Comfort Street and Theodore Street

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

Honorable Council President Louis F. Adado and Members of the Lansing City Council

Tenth Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

This is to advise you that the generous contribution made to me by Mr. George Sinadinos at the Council Meeting on Monday, October 6, 1980, has been deposited in the City of Lansing's General Fund Account. Mr. Sinadinos has been so advised and sent the receipt for same.

The City of Lansing can be justifiably proud of concerned citizens like Mr. Sinadinos and I would like to take this opportunity to encourage any Member of Council

cil or citizens throughout the City of Lansing to match the gesture of Mr. Sinadinos if they so desire.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file.

October 9, 1980

Honorable Council President Louis F. Adado
and Members of Lansing City Council
10th Floor, City Hall
Lansing, Michigan 48933

Dear Council President and Members:

As a follow-up to my communication to you of March 6, 1980, be advised:

Two weeks ago, following my meeting with the Regional Director of the Department of Housing and Urban Development, that Department approved an amendment to the City of Lansing's Housing Assistance Plan increasing the number of elderly units of new construction from 100 to 200 units. This was done to enable the approved Capitol Commons project proposal to continue as planned. The development of Capitol Commons will include not only a 200 unit elderly facility but also 216 garden apartments, 60 townhouse units and 120 condominium units. Now that HUD has approved the amendment to the housing assistance plan, the EJS Housing Partnership will be able to continue with the final commitments needed to proceed with development. Ground-breaking for the Capitol Commons project is expected sometime this fall, 1980.

In addition, the Department of Housing and Urban Development has approved 100 units of Section 8 housing for middle and lower income families. Section 8 is a government subsidized housing program. Under this program, the Federal government, through HUD, pays the difference between fair market rent and the amount an eligible family can pay based on 25% of its income. Income limits range from \$5,400 for a single person to \$18,400 for a large family.

For a number of months, my office has been working with the Federal government to renovate the Capitol Park Hotel into 96 units of housing for elderly and handicapped. The cost is estimated at \$4,069,116. My review committee is completing its work, so final approval for the project is approximately three weeks away. Then proper notices can be sent to the several tenants of the hotel to vacate within 30 days and renovation work can commence shortly thereafter.

The additional 200 units of elderly housing, the 96 units of elderly and handicapped housing, and the 100 units of Section 8 housing, all mentioned above, puts us in

the forefront, in the Nation, in meeting our commitments to those in need. In the event there are doubts, I quote from my communication to you of March 6, 1980:

"Information compiled by the Community Development Division, and from Tri-County Regional Planning Commission data, clearly shows that the city of Lansing, AS USUAL, has carried more than its share of the load.

For example:

—Lansing provides 60 percent of the Federal and State subsidized units, in the Tri-County Region, though accounting for only 37 percent of the households, while conversely the Tri-County Region provides only 40 percent of the Federal and State subsidizing units, though it accounts for 63 percent of the households;

—Lansing, with 49,585 overall households, has 4,599 Federal and State subsidized housing units, which means that **MORE THAN 9 percent** of our housing stock is subsidized, while conversely the rest of the Tri-County Region, with 85,375 overall households, has 3,104 Federal and State subsidized units, which means that **ONLY 3.6 percent** of the Tri-County housing stock is subsidized.

—Lansing has 329, or 100 percent, of the elderly (low income developments only) in the whole Tri-County Region; 1,081, or 53.3 percent, of the elderly (low and moderate income developments only); 575, or 100 percent, of the family (low income developments only) in the whole Tri-County Region; and, 2,614, or 55.8 percent of the family (low and moderate income projects only) in the Tri-County Region.

I think each of us agrees that those in need deserve decent housing, especially the Senior Citizens. However, the aforementioned statistics reveal that there is room for soul searching on the part of the Tri-County Region in relation to the achievements of the City of Lansing.

Likewise, the United States Department of Housing and Urban Development is unaware of the fact that the City of Lansing has 4,599 subsidized units of housing, or over 9 percent of the total households of the City. This percentage probably is **GREATER than any other city in Michigan**. This percentage negatively effects our property tax base, especially since subsidized housing does not pay the full property tax. I sincerely hope that some consideration is given to the fact that the inner-city can easily become a center of subsidized units which are not contained proportionately elsewhere in the region. HUD's efforts to revitalize the City cannot be successful unless the low and moderate income people are dispersed somehow equally, rather than concentrating them in the older inner-city areas."

In my opinion, we have, for the time being, reached the saturation point in sub-

sized housing. Our goal now should be to complete the units on the drawing boards, and wait for other governmental jurisdictions in the area to take on a share of the responsibility.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

RESOLUTIONS

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the appointment of John Lewis to the Fire Commissioners Board for a term to expire June 30, 1981, is hereby approved and confirmed.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the appointment of Mike Mitchell to the Parks Board for a term to expire June 30, 1981, is hereby approved and confirmed.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON HUMAN SERVICES—

Resolved by the City Council of the City of Lansing:

That the appointment of Armida Valdez to the Human Resources Advisory Board for a term to expire on June 30, 1981, is hereby approved and confirmed.

Adopted by the following vote:

Unanimously.

By SPECIAL COMMITTEE—WORTHINGTON, BRENKE, BELEN—

Resolved by the City Council of the City of Lansing:

That the appointment of Mr. Arnoldo Martinez to the Planning Board for a term to expire on June 30th, 1984, is hereby approved and confirmed.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

RESOLUTION APPROVING SECOND MEETING OF THE PROJECT CITIZENS DISTRICT COUNCIL AND NOTICE THEREOF

(Michigan Association of Counties Project)

Minutes of a regular meeting of the City Council of the City of Lansing, Michigan, held at 7:00 o'clock p.m., Michigan Time, on October 13, 1980, at which the following members were present: Councilman Adado, Blair, Belen, Brenke, Gunther, Lindemann, McKane, Worthington;

and the following were absent: None.

The following preamble and resolution were offered by Councilman Belen and supported by Councilman Lindemann:

Whereas, by resolution dated June 23, 1980, this City Council has previously approved the Project Area and Project District Area for the Michigan Association of Counties Project (the "Project") to be financed with the assistance of The Economic Development Corporation of the City of Lansing (the "EDC"); and

Whereas, by resolution dated June 23, 1980, this City Council has resolved that a Project Citizens District Council be established as an advisory body to the EDC, the Lansing Planning Board and this City Council concerning the preparation of a Project Plan for the Project; and

Whereas, a meeting of the Project Citizens District Council for the Project was scheduled for July 10, 1980, and the Notice for such meeting was published in The State Journal in conformity with Section 15 of The Economic Development Corporations Act, being Act No. 338, Public Acts of Michigan, 1974, as amended (the "Act"); and

Whereas, an insufficient number of citizens attended the July 10, 1980, meeting of the Project Citizens District Council to organize the Project District Citizens Council in conformity with Section 12(1) of the Act; and

Whereas, this City Council is desirous of encouraging the formation and organization of the Project Citizens District Council for this Project by scheduling a second meeting for the Project Citizens District Council.

Now, Therefore, Be It Resolved by this City Council of the City of Lansing as follows:

1. A second meeting of the Project Dis-

trict Citizens Council for the Project is hereby scheduled for October 23, 1980, at 8:10 p.m. at the Lansing Planning Department Conference Room, Second Floor, City Hall Annex, 118 North Washington Square, Lansing, Michigan.

2. The City Clerk is hereby directed to cause the attached Notice to be published in The State Journal at least three (30) days prior to October 23, 1980, the scheduled date for the second meeting of the Project Citizens District Council.

3. If an insufficient number of citizens attend the October 23, 1980, meeting of the Project Citizens District Council, then no Project Citizens District Council will be formed. This City Council and the EDC will thereafter rely on Section 15(4) of the Act and proceed with all steps necessary to finance the Project.

4. The City Clerk be, and hereby is, directed to provide a certified copy of this resolution to the Secretary of the EDC.

Adopted.

Yeas: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington.

Nays: None.

Not Voting: None.

Absent: None.

STATE OF MICHIGAN }
COUNTY OF INGHAM } ss.

I hereby certify that the foregoing is a true and complete copy of the minutes of a regular meeting of the City Council of the City of Lansing, County of Ingham, Michigan, held on the 13th day of October, 1980, and that said minutes are on file in the Office of the City Clerk and are available to the public.

THEO FULTON,
Lansing City Clerk.

Dated: October 13, 1980

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT
COMMITTEE—

CITY OF LANSING

RESOLUTION SETTING HEARING
DATE

(Ralls Renovation Office Project)

An excerpt from the minutes of a regular meeting of the City Council of the City of

Lansing, Ingham County, Michigan, held at 7:00 o'clock p.m., Michigan Time, on October 13, 1980, at which the following members were present: Councilmen Adado, Belen, Blair, Brenke, Lindemann, McKane, Worthington;

and the following were absent: None.

The following preamble and resolution were offered by Councilman Belen and supported by Councilman Lindemann:

Whereas, this City Council has heretofore approved a Project Area and a Project District Area for The Economic Development Corporation of the City of Lansing—Ralls Renovation Office Project proposed by William R. and Rosemary Ralls; and

Whereas, this City Council has received a Project Plan for said Project and wishes to set a date for public hearing on said Project Plan.

Now, Therefore, Be It Resolved by the City Council of the City of Lansing, as follows:

1. A public hearing upon the Project Plan for said Project shall be held at 7:00 o'clock p.m., Michigan Time, on Monday, the 3rd day of November, 1980, in the City Council Chambers, City Hall, in the City of Lansing, County of Ingham, Michigan. At such hearing, the City Council of the City of Lansing shall provide an opportunity for interested persons to be heard and shall receive and consider communications in writing with reference to the hearing. The hearing shall provide the fullest opportunity for the expression of opinion, for argument on the merits, and for introduction of documentary evidence pertinent to the Project Plan. The City Council shall make and preserve a record of the public hearing, including all data presented at the public hearing.

2. The City Clerk is hereby requested to publish, post, and mail notice of such hearing, such notice to be substantially in the form attached hereto, in accordance with Section 17 of Act 338 of 1974, as amended.

3. The City Clerk is hereby requested to forward two certified copies of this Resolution to The Economic Development Corporation of the City of Lansing.

4. All resolutions or parts thereof in conflict with this Resolution are hereby repealed, but only to the extent of such conflict.

Adopted.

Yeas: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington.

Nays: None.

Abstain: None.

STATE OF MICHIGAN }
COUNTY OF INGHAM } ss.

I hereby certify that the foregoing is a true and complete copy of a resolution adopted at a regular meeting of the City Council of the City of Lansing, Ingham County, Michigan, held on the 13th day of October, 1980, and that the said minutes are on file in the office of the City Clerk and are available to the public.

THEO FULTON,
Lansing City Clerk.

Dated: October 13, 1980

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

P-14-80

Newark Terrace Subdivision
Preliminary Plat—Tentative Approval

Whereas, the preliminary plat of Newark Terrace Subdivision has been submitted for tentative approval; and

Whereas, the Planning Board, pursuant to Act 285, Public Acts of 1931 as amended, has approved and recommends that the City Council approve the preliminary plat subject to conditions; and

Whereas, the Physical Development Committee of City Council has reviewed the report of the Planning Board and concurs therewith;

Now, Therefore, Be It Resolved that the preliminary plat of Newark Terrace Subdivision be given tentative approval subject to the following conditions:

- 1) That the final plat be developed with all public improvements as required by the Lansing Subdivision Regulations and the Michigan State Plat Act.
- 2) That all lots shall be graded so surface water will drain therefrom so as not to adversely affect adjacent properties.
- 3) That the necessary easements be provided for the installation of utilities.
- 4) That the developer pay all special assessments and taxes prior to final approval.
- 5) That the requirements of the Fire Department be met.
- 6) That the requirements of all responding agencies be complied with.
- 7) That this tentative approval of the preliminary plat be effective for a period of twelve (12) months; and

Be It Further Resolved, that the City Clerk be, and she is hereby, directed to attach this approval to the plat and return it to the proprietor.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

P-4-80

Markland Heights
Revised Preliminary Plat
Tentative Approval

Whereas, a revision of the preliminary plat of Markland Heights Subdivision has been submitted for tentative approval; and

Whereas, the Planning Board has reviewed the revised plat and recommended approval; and

Whereas, the Physical Development Committee of City Council has reviewed the report of the Planning Board and does concur therewith;

Now, Therefore, Be It Resolved, that the revision of the preliminary plat of Markland Heights Subdivision be given tentative approval subject to conditions outlined in the original approval.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

P-14-80

Newark Terrace Subdivision
Preliminary Plat—Final Approval

Whereas, the Roary Corporation has requested final approval of the preliminary plat of Newark Terrace Subdivision; and

Whereas, the Planning Department, in accord with the provisions of Section 37-8(5) of the Lansing Subdivision Regulations, has reviewed the request and recommended approval thereof; and

Whereas, the Physical Development Committee of the City Council has reviewed the report of the Planning Board and does concur therewith;

Now, Therefore, Be It Resolved, that the preliminary plat of Newark Terrace Subdivision be given final approval, subject however, to all the conditions set forth by

the City Council at the time of tentative preliminary approval.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

P-10-80

Vincent Square Subdivision
Final Plat

Whereas, the final plat of Vincent Square Subdivision has been submitted for approval and

Whereas, the Planning Board has reviewed the final plat of Vincent Square Subdivision and found it to be in substantial conformance with the preliminary plat and recommended approval subject to conditions; and

Whereas, the Physical Development Committee of City Council reviewed the report of the Planning Board and Concurred therewith;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing ordains that the final plat of Vincent Square Subdivision be approved subject to the conditions of approval by the different departments at the time of review and approval was given to the preliminary plat, and also subject to the conditions outlined following:

- 1) That a Deed or Abstract of Title, accompanied by an attorney's opinion as to the marketability of the land, or a Certificate of Title Insurance, be submitted to the City Clerk prior to the filing of the plat and the affixing of the Municipal Seal.
- 2) That final security be posted in the amount specified by the Public Service Department and the Department of Parks and Recreation.
- 3) That final clearance be given by the Public Service Department.
- 4) That all conditions of the preliminary plat approval be adhered to; and

Be It Further Resolved, that the Clerk be, and she is hereby, directed to notify the proprietor(s) of the plat and the surveyor(s) of the land of this approval.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

P-9-80

Edgewood Glenn Subdivision
Final Plat

Whereas, the final plat of Edgewood Glenn Subdivision has been submitted for approval; and

Whereas, the Planning Board has reviewed the final plat of Edgewood Glenn Subdivision and found it to be in substantial conformance with the preliminary plat and recommended approval subject to conditions; and

Whereas, the Physical Development Committee of City Council reviewed the report of the Planning Board and concurred therewith;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing ordains that the final plat of Edgewood Glenn Subdivision be approved subject to the following conditions:

- 1) That all conditions and recommendations of the various City Departments and public agencies be adhered to.
- 2) That a Deed or Abstract of Title, accompanied by an attorney's opinion as to the marketability of the land, or a Certificate of Title Insurance, be submitted to the City Clerk prior to the filing of the plat and the affixing of the Municipal Seal.
- 3) That final security be posted in the amount specified by the Public Service Department and the Department of Parks and Recreation.
- 4) That all conditions outlined in the approved preliminary plat be adhered to; and

Be It Further Resolved, that the City Clerk be, and she is hereby, directed to notify the proprietor(s) of the plat and the surveyor(s) of the land of this approval.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

P-8-79

Irish Gardens
Final Plat

Whereas, the final plat of Irish Gardens Subdivision has been submitted for approval; and

Whereas, the Planning Board has reviewed the final plat of Irish Gardens Subdivision and found it to be in substantial conformance with the preliminary plat and recommended approval subject to conditions; and

Whereas, the Physical Development Committee of City Council has reviewed the report of the Planning Board and concurs therewith;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing ordains that the final plat of Irish Gardens Subdivision be approved subject to the following conditions:

- 1) That a Deed or Abstract of Title, accompanied by an attorney's opinion as to the marketability of the land, or a Certificate of Title Insurance be submitted to the City Clerk prior to the filing of the plat and the affixing of the Municipal Seal.
- 2) That final security be posted in the amount specified by the Public Service Department and the Department of Parks and Recreation.
- 3) That final clearance be given by the Public Service Department.
- 4) That all conditions of the preliminary plat approval be adhered to.
- 5) That a utility easement of eight (8) feet be indicated on Lots 4, 5, 6 and 19 and 20, adjacent and parallel to the Smedley Coolidge Drain as requested by the Board of Water and Light.
- 6) That all conditions of approval by the different departments at the time of review and approval of the preliminary plat be adhered to; and

Be It Further Resolved, that the City Clerk be, and she is hereby, directed to notify the proprietor(s) of the plat and the surveyor(s) of the land of this approval.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

LS-63-80

1013-1015 Climax Street
3301-22-128-051

More particularly described as:

Lot 11, Block 7, plat of Manufacturers' Addition No. 2, City of Lansing, Ingham County, Michigan.

Whereas, Tim Madden has requested to divide 2.5 feet off of the above described property and sell it to his neighbor; and

Whereas, the Planning Board has reviewed this request and recommends approval; and

Whereas, the Physical Development Committee of City Council has reviewed the report of the Planning Board and does concur therewith;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing approves of the request to divide the above described property as follows:

Parcel A: Lot 11, except the westerly 2.5 feet thereof, Block 7, plat of Manufacturers' Addition No. 2, City of Lansing, Ingham County, Michigan.

Parcel B: Lot 12, plus the westerly 2.5 feet of Lot 11, Block 7, plat of Manufacturers' Addition No. 2, City of Lansing, Ingham County, Michigan.

The applicant, however, stipulates and understands that the lot split as granted by the City of Lansing does not necessarily mean that the applicant may proceed with the division of the property. The applicant further understands that there may be some private restrictions contained in his deed for plat restrictions which may or may not be required with the Register of Deeds, which may run with the land.

The applicant further understands that the City does not have the power or authority over these restrictions.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

LS-62-80

627 Loa Street

More particularly described as:

Lots 136 and 137, Logan Crest, being a part of Sections 28 and 29, T4N, R2W, City of Lansing, Ingham County, Michigan.

Whereas, Stephen Smith has requested to divide two (2) feet off of Lot 137 and attach said two feet to Lot 136 for the purposes of constructing a single family dwelling; and

Whereas, the Planning Board has reviewed this request and recommends approval thereof; and

Whereas, the Physical Development Committee of City Council has reviewed the report of the Planning Board and does concur therewith;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing approves of the request to divide the above described property in the following manner:

Parcel A—Lot 137, except the easterly two feet thereof, Logan Crest, being part of Sections 28 and 29, T4N, R2W, City of Lansing, Ingham County, Michigan.

Parcel B—Lot 136 and the easterly two feet of Lot 137, Logan Crest, being part of Sections 28 and 29, T4N, R2W, City of Lansing, Ingham County, Michigan.

The applicant, however, stipulates and understands that the lot split as granted by the City of Lansing does not necessarily mean that the applicant may proceed with the division of the property. The applicant further understands that there may be some private restrictions contained in his deed for plat restrictions which may or may not be required with the Register of Deeds, which may run with the land.

The applicant further understands that the City does not have the power or authority over these restrictions.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

LS-46-80

5200 Block of Wise Road (west side)
3305-06-236-111, 121

More particularly described as:

Lots 36 and 37, plat of Maple Grove Farms No. 1, City of Lansing, Ingham County, Michigan.

Whereas, Roy Markey was requested to divide the above described property into five (5) parcels. Three parcels are sixty (60) feet in width and two are fifty-one (51) feet in width. The two fifty-one (51) feet wide lots are nine (9) feet below the requirements of the Subdivision Ordinance. Development of the parcels is proposed to be single family residential; and

Whereas, the Planning Board has reviewed this request and recommends approval subject to conditions; and

Whereas, the Physical Development Committee of City Council has reviewed the report of the Planning Board and does concur therewith;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing approves of the request to divide the above described property for the purpose of allowing the development of single family homes; said lot division shall be as follows:

Parcel A: The east 115 feet of Lot 36, except the north 90 feet, plat of Maple Grove Farms No. 1, City of Lansing, Ingham County, Michigan.

Parcel B: The south 60 feet of the north 90 feet of the east 115 feet of Lot 36, plat of Maple Grove Farms No. 1, City of Lansing, Ingham County, Michigan.

Parcel C: The north 30 feet of the east 115 feet of Lot 36, also the south 30 feet of the east 115 feet of Lot 37, plat of Maple Grove Farms No. 1, City of Lansing, Ingham County, Michigan.

Parcel D: The north 60 feet of the south 90 feet of the east 115 feet of Lot 37, plat of Maple Grove Farms No. 1, City of Lansing, Ingham County, Michigan.

Parcel E: The east 115 feet of Lot 37, except the south 90 feet, plat of Maple Grove Farms No. 1, City of Lansing, Ingham County, Michigan.

Parcel F: Lots 36 and 37, except the east 115 feet thereof, also Lot 50 except the east 60 feet of the north 120 feet thereof, plat of Maple Grove Farms No. 1, City of Lansing, Ingham County, Michigan; and

Be It Further Resolved, that this lot division is subject to the following conditions:

- 1) Site plan review by the Planning Department.
- 2) Parcel "C" be designated for access purposes only and not be a buildable lot.

The applicant, however, stipulates and understands that the lot split as granted by the City of Lansing does not necessarily mean that the applicant may proceed with the division of the property. The applicant further understands that there may be some private restrictions contained in his deed for plat restrictions which may or may not be required with the Register of Deeds, which may run with the land.

The applicant further understands that the City does not have the power or authority over these restrictions.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the 21st day of April, 1980, this Council was petitioned to change the following described property from "C" Two Family Residential District to "F" Commercial and "J" Parking Districts, all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 11th day of August, 1980, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-17-80—1701 and 1705 South Cedar Street and 508 and 512 Isbell Street
3301-21-470-001, 005, 105 and 110

More particularly described as:

All of Lots 1 and 2 and the west 27.5 feet of Lots 18, 19 and 20, the replat of Block 4 of South Park Addition, City of Lansing, Ingham County, Michigan;

from a "C" Two Family Residential District to an "F" Commercial District and "J" Parking District.

Whereas, pursuant to Act 207, Public Acts of 1921 as amended, the Planning Board advised the City Council to approve the request subject to an overall site plan being submitted to and approved by the Planning Department and Traffic Engineer prior to any further development on the site, and further, that the two properties at 1701 and 1705 South Cedar Street be utilized for commercial purposes and the properties at 508 and 512 Isbell Street be utilized for parking; and

Whereas, the Physical Development Committee of City Council reviewed the report of the Planning Board and held several meetings with the applicant and people in the area and recommended the following:

Parcel A: Lot 1, except the east 38 feet and Lot 2, except the east 33 feet of the replat of Block 4 of South Park Addition, City of Lansing, Ingham County, Michigan—be rezoned from "C" Two Family Residential District to "F" Commercial District.

Parcel B: The west 33 feet of the east 38 feet of Lot 1 and the east 33 feet of Lot 2 of the replat of Block 4 of South Park Addition, City of Lansing, Ingham County, Michigan—be rezoned from "C" Two Family Residential District to "J" Parking District.

Parcel C: The east 5 feet of Lot 1 and the west 27.5 feet of Lots 18, 19 and 20, replat of Block 4 of South Park Addition, City of Lansing, Ingham County, Michigan—remain tabled;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing ordains that the request to rezone the above described property from a "C" Two Family Residential District to an "F" Commercial District and "J" Parking District be approved in the following manner:

Parcel A—Lot 1, except the east 38 feet and Lot 2, except the east 33 feet of the replat of Block 4 of South Park Addition, City of Lansing, Ingham County, Michigan,

be rezoned from "C" Two Family Residential District to "F" Commercial District.

Parcel B—The west 33 feet of the east 38 feet of Lot 1 and the east 33 feet of

Lot 2 of the replat of Block 4 of South Park Addition, City of Lansing, Ingham County, Michigan,

be rezoned from "C" Two Family Residential District to "J" Parking District.

Parcel C—The east five (5) feet of Lot 1 and the west 27.5 feet of Lots 18, 19 and 20, replat of Block 4 of South Park Addition, City of Lansing, Ingham County, Michigan,

remain tabled; and

Be It Further Resolved, that the City Clerk be, and she is hereby, directed to send a copy of this resolution to the applicant.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT V

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

That the supplementary special assessment roll for Building Sidewalks in Various Sections of the City of Lansing:

Assessment Roll No. 275—

Various sections of the City.

as returned by the City Assessor be and the same is hereby ratified and confirmed, and that the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to refund to all persons who have paid said tax as originally assessed the pro rata amount of difference as shown in said supplementary roll, and collect all unpaid tax as shown on said roll on or before January 13, 1981.

Adopted by the following vote:

Unanimously.

By COUNCILMAN McKANE—

Resolved by the City Council of the City of Lansing:

That the balance requested or remaining unexpended in the following accounts at June 30, 1980, be reappropriated and brought forward into the indicated accounts in the 1980-81 budget year.

City Supported Activities

Account Title

Humpty Dumpty Day Care	
1979-80 Acct. No. 101-934-070-969	
1980-81 Acct. No. 101-934-070-969	\$ 884.69
Happy Day Care	
1979-80 Acct. No. 101-934-072-969	
1980-81 Acct. No. 101-934-072-969	\$2868.85

Friendship Day Care
1979-80 Acct. No. 101-934-073-969
1980-81 Acct. No. 101-934-073-969 \$ 327.52

New Way In
1979-80 Acct. No. 101-934-091-969
1980-81 Acct. No. 101-934-091-969 \$ 238.96

Tel-Med
1979-80 Acct. No. 101-934-069-969
1980-81 Acct. No. 101-934-095-969 \$ 707.85

C.A.D.A.
1979-80 Acct. No. 101-934-062-969
(Unprogrammed Match) \$ 907.04
\$1614.89

I hereby certify that this is a properly drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Approved:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
TERRY J. McKANE,
Ways and Means Committee.

Adopted by the following vote:

Unanimously.

Councilman Blair left the session.

By COUNCILMAN McKANE—

Resolved by the City Council of the City of Lansing:

That the following transfer be made:

\$808.83 from General Fund Fund Balance
A/C 101-000-000-390

\$808.83 to Small Folks Development
Center
A/C 101-934-071-969

I hereby certify that this is a properly drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Approved:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
TERRY J. McKANE,
Ways and Means Committee.

Adopted by the following vote:

Unanimously.

INTRODUCTION OF ORDINANCE

The following ordinance of the City of Lansing, Michigan, providing that the Code

of Ordinances be amended by adding a new Article XIV B containing sections to be numbered 36-139.7 through 36-139.80 to said code—(Development Plan as may be amended, for Community Development Project to be known as Neighborhood Development Area No. 4 within Neighborhood District Area No. 4), was introduced by Councilman Worthington, read a first and second time by its title and referred to the Committee on Physical Development.

Councilman Blair returned to the session.

REMARKS BY THE MAYOR'S EXECUTIVE ASSISTANT

No comment.

REMARKS BY THE CITY COUNCIL

By COUNCILMEN LINDEMANN,
GUNTHER, McKANE—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived for the purpose of presenting items that are not listed on the agenda.

Carried.

Invitation from Karen and Stan Kasuda to an open house at the Moon House on Huron Street—October 19, 1980 from 2:00 p.m. to 5:00 p.m.

Received and placed on file.

Letter from Pamela Thielke, Chairperson for Citizens' District Council No. 2 in regard to the Truck Route Ordinance, especially in the area of East Main St.

Referred to Committee on Public Property and Safety.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, petitions were filed to place a question on the ballot to amend the City Charter, same were checked and found to be sufficient and approval was given by the Governor:

FORM OF BALLOT

Shall the charter of the City of Lansing be amended by adding thereto a new section to prohibit the addition or use

of fluoride chemicals or fluosilicic acid in the public water supply?

YES () NO ()

Whereas, the Lansing City Council adopted a resolution in event of passage, the Charter shall be deemed amended by the addition of subsection 5-203.12 which shall read as follows:

- .12 Neither the Board of Water and Light nor any other agency of the City shall add or allow to be added to the water services of the City or any part thereof any fluoride compound whatsoever.

and be it,

Further Resolved, that the City Clerk has prepared sufficient ballots to supply the demand for absent voters' ballots, as above set forth; and be it

Further Resolved, that this resolution containing the above proposal, be posted in a conspicuous place in each polling place in the City of Lansing; and be it

Further Resolved, that the votes cast upon such question shall be counted, canvassed and returned, and the results thereof determined in like manner, by the same officials as prescribed for in the General Election; and be it

Further Resolved, that the City Clerk has certified the ballot wording to the County Clerk in conformance with the requirements of state law; and be it

Finally Resolved, that the City Clerk give ten (10) days notice of the submission of said proposal to the electors, such notice to conform to the provisions of the City

Charter and state law relative to general elections, and further that she cause a true copy of this resolution to be published and circulated twice in a daily newspaper in the City of Lansing and that such publication be at least ten (10) days prior to the date upon which said proposal is to be voted upon as herein provided.

Adopted by the following vote:

Unanimously.

By COUNCILMAN McKANE—

Resolved by the City Council of the City of Lansing:

That the request by Ms. Verna Smith to hold a bake sale for Bishop Cole's (Lansing Church of God in Christ) anniversary in front of J. C. Penney's (on corner) on Saturday, October 18th from 12 noon to 6 p.m., is hereby approved.

By COUNCILMAN BLAIR—

That this meeting stand adjourned.

Carried.

Council adjourned at 9:35 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

October 13, 1980

F/B

CITY CLERK'S OFFICE

Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE

**U. S. POSTAGE
PAID**

**Permit No. 1461
Lansing, Michigan**

785

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, October 20, 1980

CITY COUNCIL ROOMS

Lansing, Michigan

October 20, 1980

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by President Adado.

Present: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Lindemann.

Pledge of Allegiance was led by Councilman Lindemann.

PUBLIC HEARING

October 20, 1980, at 7:00 o'clock being the time set as the time for holding a public

hearing on the proposed demolishing of properties at:

731 East Kalamazoo Street

738 East Kalamazoo Street.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed demolishing they had the privilege of speaking at this time.

731 E. Kalamazoo St., H. C. Campbell, attorney for owner, spoke.

738 E. Kalamazoo St., no one spoke.

Referred to Committee on Public Properties and Safety.

HEARING ON PROPOSED CHANGE IN ZONING CLASSIFICATIONS

October 20, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council

on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-28-80—611 S. Capitol Avenue,

be rezoned from "D" Apartment District to "D-1" Professional Office District.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment.

Referred to Committee on Physical Development.

Public Hearing for NDA No. 4

Physical Development Plan and Ordinance

CITY CLERK FULTON: This is the time set for the public hearing

- on the proposed Physical Development Plan for Neighborhood Development Area No. 4 on the southside; and
- on the ordinance to amend Chapter 36 of the Code of Ordinances to include this plan.

The development plan for NDA No. 4 has been prepared pursuant to the requirements of Michigan Act 344 of the Public Acts of 1945, as amended. The boundaries of the project area are as follows . . .

COUNCIL PRESIDENT ADADO: The Chair will entertain a motion to consider the legal description of the area read.

COUNCIL MEMBER WORTHINGTON: I move that the description be considered read. (Motion passes.)

COUNCIL PRESIDENT ADADO: The Clerk will continue.

CITY CLERK FULTON: The proposed plan includes provisions for acquiring 18 residential structures and 4 vacant parcels. Approximately 19 families would be relocated as a result of provisions in the plan. The plan also proposes to rehabilitate 261 residential structures with the aid of rebates and deferred loans to property owners. Public improvements, such as street repairs and tree plantings, are also proposed.

COUNCIL PRESIDENT ADADO: Liane Zimny, the Neighborhood Planner from the City Planning Department who has been working with the Citizens' District Council for NDA No. 4, will describe the contents of the Physical Development Plan and introduce some pertinent exhibits.

MS. ZIMNY: President Adado, members of City Council, Mayor Graves (or Mr. Black), ladies and gentlemen:

This public hearing is being held in accordance with Michigan Act 344 of the Public Acts of 1945, as amended, an act known as the Blighted Areas Act. For the purpose of the record, I have 10 exhibits regarding activities that have occurred in preparation for this hearing and regarding the contents of the development plan.

(Each of these exhibits will not be read, but their descriptions follow for reference.)

READ: "Exhibits 1-3 describe preliminary approvals of the plan by the Citizens' Council, the Planning Board and the Mayor."

Exhibit No. 1 is a certified copy of an excerpt from Citizens' District Council No. 4's minutes of September 9, 1980, in which the members tentatively approved the proposals in the Physical Development Plan.

Exhibit No. 2 is a certified copy of an excerpt of the Planning Board's minutes of September 23, 1980, in which the members approve the proposals in the Physical Development Plan.

Exhibit No. 3 is a certified copy of a letter from the Mayor, dated September 25, 1980, to the City Council indicating his concurrence with the Plan's proposals and transmitting the Planning Board's letter of approval. The Planning Board's letter is dated September 25, 1980.

READ: "Exhibits 4-7 describe the setting and publicizing of this hearing."

Exhibit No. 4 is a copy of the Resolution of City Council, passed on September 15, 1980, setting October 20, 1980, as the date for a public hearing on the Physical Development Plan for NDA No. 4 and for the ordinance to adopt this plan.

Exhibit No. 5 is a certified copy of the notice of public hearing that was published in the Lansing State Journal on September 21, 1980.

Exhibit No. 6 is an affidavit affirming that notice of the public hearing was mailed to residents and property owners in the district and development areas of NDA No. 4 on September 25, 1980.

Exhibit No. 7 is an affidavit affirming that notice of the public hearing was distributed door-to-door to residents in the district and development areas of NDA No. 4 on September 30, October 1, and October 2, 1980.

READ: "Exhibit No. 8 is . . . City Clerk."

Exhibit No. 8 is a statement, to be inserted in the Development Plan, which states that this plan is consistent with the City Master Plan and that a copy of the City Master Plan is on file with the City Clerk.

READ: "Exhibit No. 9 is . . . be relocated."

Exhibit No. 9 is a statement, to be inserted in the Development Plan, which describes the City's program for relocating residents displaced by public action as well as a description of the housing stock to which these people would be relocated.

READ: "Exhibit No. 10 is . . . September 21, 1980."

Exhibit No. 10 is a copy of the Physical Development Plan for Neighborhood Development Area No. 4 which has been on file with the City Clerk and available in the Planning Department since September 22, 1980.

The Development Plan includes proposals for "Housing Improvement Guidelines" and a "Financial Services Program" that would help owners of residential properties make repairs and improvements. The "Housing Improvement Guidelines" include 3 levels of improvement:

- 1 Repairs to meet the City's Housing Code.
- (2) Repairs to meet Neighborhood Rehabilitation Standards.
- (3) Optional Repairs and Improvements as financially feasible.

Any property owner who participates in the "Financial Services Program" would be required to meet all Code and Rehabilitation Standards. Optional Repairs are always voluntary.

Special provisions have been made for facilities for the handicapped, for security measures, and for landscaping.

All program participants would receive a battery-operated smoke detector for free.

The proposed "Financial Services Program" offers financial assistance to all property owners in the NDA for repairs listed in the "Housing Improvement Guidelines." A primary goal of this project is to help every house in the neighborhood improve, so financial incentives are available to landlords as well as to owner-occupants; to owners in all age groups; and to owners in all income brackets. The nature of the financial assistance, however, will vary according to each of these factors.

Financial assistance would be either a 33 1/3% rebate, a 40% rebate, or a deferred loan to some very low income households.

Deferred loans are sometimes called "grants" because no repayment would be required if the owner continued to live at the house, hold title to the property, and maintain the property up to the level of the Housing Code for at least 7 years.

There are 17 residential parcels in the NDA that contain houses the Citizens' Dis-

trict Council feels would be inappropriate to attempt to repair. The majority of these houses are in substandard condition and repair costs would exceed 60% of their estimated market value. The Plan recommends that these properties be acquired, the residents relocated, and the structures demolished.

In addition, 4 vacant parcels are recommended for acquisition.

Land vacated as a result of acquisition would be used in one of the following ways:

- To provide sites for new housing construction; or
- To be replanted as additions to neighboring parcels to reduce or eliminate overcrowding.

Households forced to move because their houses are being acquired would be eligible for financial compensation, relocation assistance, and moving expenses according to the provisions of the 1973 Federal Relocation Act if they have lived at the property for at least 180 days prior to the adoption of this plan.

Owners of acquired property would receive the market value of the property as determined by independent appraisers.

The addresses of all of the properties proposed for acquisition are as follows:

1824 S. Washington Avenue
 118 Island Avenue
 120 Island Avenue
 1413 Reo Avenue
 203 Reo Avenue
 203 1/2 Reo Avenue
 1424 Reo Avenue
 218 1/2 Woodlawn Avenue
 206 Woodlawn Avenue
 130 Woodlawn Avenue
 1606 S. Washington Avenue
 1830 Todd Avenue
 1832 Todd Avenue
 1834 Todd Avenue
 300 W. Mt. Hope Avenue
 304 W. Mt. Hope Avenue
 308 W. Mt. Hope Avenue
 310 W. Mt. Hope Avenue
 316 W. Mt. Hope Avenue

320 W. Mt. Hope Avenue

322 W. Mt. Hope Avenue

326 W. Mt. Hope Avenue

Further, the Development Plan recommends several improvements to public properties such as:

- Street resurfacing.
- Alley paving.
- Tree planting and fertilizing.
- Sidewalk repair.
- Creating a cul-de-sac at the northwest bend of Woodlawn Avenue.
- Installing a fire pre-empt signal at the intersection of W. Mt. Hope Avenue and S. Washington Avenue.
- Constructing a curb cutback on the northwest corner of Todd Avenue and West Mt. Hope Avenue.

Estimated costs for projects, as outlined in the Development Plan, include:

Housing Rehabilitation	\$1,319,704
(This includes an expected private contribution of \$493,000)	
Housing Acquisition and Relocation	537,300
Public Improvements	500,127
Reserve for Contingency	497,881
	<hr/>
	\$2,855,012

(Present exhibits to City Clerk.)

COUNCIL PRESIDENT ADADO: if there is anyone in the audience who would like to comment on the proposed Physical Development Plan for Neighborhood Development Area No. 4 and the ordinance to adopt that plan, please step to the microphone. State your name, address, and comments, keeping in mind that there may be other people who would also like to be heard.

Public Comment on NDA No. 4 Plan and Ordinance

COUNCIL PRESIDENT ADADO: If there are no further comments, then the Development Plan, ordinance, and comments heard tonight are referred to the Physical Development Committee for its review and recommendation. In addition, the Planning Department is asked to forward the Plan, the ordinance, and tonight's comments to the Citizens' District Council for Neighborhood Development Area No. 4 for that group's review and recommendation. Pursuant to Public Act 344, the Citizens' District Council's action must be completed during the ten day period ending on October 30, 1980.

Priscilla Holmes, 220 Reo Road, President

of the Neighborhood Development Area No. 4, spoke.

Referred to Committee on Physical Development.

REVIEWING ASSESSMENT ROLLS NO. 281

This is the time set for hearing appeals on the special assessment roll for construction of Sanitary Sewer on the east side of Logan Street from the existing sewer north to N. Grand River Avenue and the north side of North Grand River Avenue from Logan Street easterly to serve 2420 N. Grand River Avenue.

No appeals.

This is the time set for hearing appeals on the special assessment roll for construction of Sanitary Sewer on the east side of Logan Street from the existing sewer north to N. Grand River Avenue and the north side of North Grand River Avenue from Logan Street easterly to serve 2420 N. Grand River Avenue.

No appeals.

Referred to Committee on Physical Development.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON NON- AGENDA ITEMS. YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

Mark Farrell, attorney, spoke relative property at 127 N. Cedar Street.

Mrs. Fuller spoke in regard to Four Seasons on River Plat.

COMMUNICATIONS AND PETITIONS

Summons filed in Circuit Court by First National Bank of Michigan, a National Bank Association vs Haslett Construction & Development, Inc., City of Lansing and City of East Lansing and the State of Michigan.

Referred to Mayor, City Attorney.

Marvin F. Fouty submits preliminary plat of Sky View.

Referred to Mayor, Planning Board.

The Roary Corporation requests final preliminary approval on the revised plat of Markland Heights.

Referred to Mayor, Planning Board.

Capitol Lodge No. 8, F. & A. M., Prince Hall affiliated request special 24-hour liquor permits for:

November 1, 1980—National Guard Armory.

By COUNCILMAN GUNTHER—

That the 24-hour liquor permit be approved and said permit be obtained from the Liquor Control Commission.

Carried.

December 31, 1980—National Guard Armory.

Referred to Mayor, Committee on General Services.

Letter from James Spanos in regard to proposed demolition of house at 315 Hosmer Street.

Referred to Mayor, City Attorney.

Request from Boy Scouts of America for permission to sell 1981 calendars during month of December as part of a combined effort with the Jr. League of Lansing.

Referred to Mayor, Committee on General Services, City Attorney.

Letter from Joseph J. Bozack in regard to future use of the Boys Training School property on N. Pennsylvania Avenue and opposes the use of Sparrow Hospital for parking area.

Referred to Committee on Physical Development, Committee on Public Property and Safety, and Mayor.

Michigan Municipal League submits notice of a one-day seminar on Community Relations to be held on November 20, 1980, at Long's Convention Center.

Referred to Mayor.

Layton and Richardson P.C. submits audit reports as of June 30, 1980, for:

City of Lansing.

54-A District Court.

Building Authority.

Municipal Parking System.

Referred to Internal Auditor and Mayor.

Letter from State of Michigan—Department of Commerce, relative to Olofsson Corporation.

Referred to Mayor, Economic Development Corporation.

Ingham County Treasurer submits application to withhold from sale property at 534 S. Butler Blvd.

Referred to Mayor, Committee on Public Property and Safety.

Department of Natural Resources, State of Michigan submits request for flood plain permit from John L. McAllister.

Referred to Mayo with copy to Planning Department for filing.

Letter from Mr. and Mrs. Fred Kortryk in regard to the "Gay Rights Bill."

Referred to Mayor, Committee on Public Property and Safety.

MAYOR COMMENTS ON ANY ITEM ON THE AGENDA

No comments.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING ITEMS LISTED ON THE AGENDA: COMMUNICATIONS AND PETITIONS, COMMITTEE REPORTS, REPORTS OF CITY OFFICERS AND BOARDS AND RESOLUTIONS. YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

Roger Seaman, 1608 N. Fairview, spoke in regard to resolution No. 4-a.

REPORTS OF COMMITTEES

The COMMITTEE ON WAYS AND MEANS, to whom was referred the letter from the City Controller requesting release of Financial Security, Trapper's Cove, reports as follows:

The \$4,800 in financial security may be released pursuant to Section 87-25(1) of Chapter 37 of the Code of Ordinances of the City of Lansing. The City will retain \$11,902 in financial security to cover public improvements not yet completed.

Signed:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
TERRY J. McKANE,
Committee on Ways and
Means.

By COUNCILMAN GUNTHER—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PUBLIC PROPERTIES AND SAFETY, to whom was referred the recommendation for developing a community center at the Foster Street School by the Citizens Advisory Committee, reports as follows:

The Committee on Public Properties and Safety recommends referral of the citizens committee report to the Mayor for analysis and comment on costs of implementation, and any other recommendations.

Signed:

PAT LINDEMANN,
SIDNEY P. WORTHINGTON,
JAMES D. BLAIR,
Committee on Public
Properties and Safety.

By COUNCILMAN LINDEMANN—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

October 16, 1980

President Louis Adado and

Members of the City Council

Re: Ramco-Gershenson v City of
Lansing
MTT Docket No. 46689

Dear President Adado and
Members of City Council:

On June 27, 1980, Ramco-Gershenson filed suit against the City of Lansing in the Michigan Tax Tribunal seeking a reduction of the assessed valuation of its property taxes. In its complaint the petitioner alleged that its assessed value of its property should not exceed \$921,746 and therefore was over assessed by \$168,954. The City of Lansing filed its answer to the com-

plaint and stated that the assessed value of \$1,090,700 was proper and lawful.

Recently, members of the City Assessor's Office, this office, and the petitioner's office met in an effort to resolve the dispute over the value of the real property. Based upon additional information which was supplied by the petitioner which was not previously available to the City Assessor's Office and further explanation by the petitioner of certain income and expense items, it was agreed by both the City Assessor and the petitioner that the correct assessed value of its real property should be \$1,000,000.

The foregoing settlement appears reasonable in that it avoids the expense, delay and uncertainty of litigating the case before the Michigan Tax Tribunal and because the agreed upon assessment is in conformity with the valuation standards set forth under Michigan law. It should be noted that the City Assessor concurs in this proposal.

Based upon the above it is this office's recommendation that the City Attorney's Office be authorized to enter into a Stipulation effecting the settlement outlined in this letter.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN McKANE—

That we concur in the recommendation of the City Attorney.

Carried.

October 13, 1980

President Adado and Members

Lansing City Council

Gentlemen:

Attached is an application for a parade permit from the CROP/Church World Service, scheduled for 1:30 P.M. on Sunday, October 26, 1980, which has been approved by all the necessary departments.

Our personnel advise this will be at no cost to the City as they are utilizing the sidewalks and there will be no specific traffic control points. Special attention will be given this group by our department.

This is being sent to you for final action.

Respectfully yours,

RICHARD A. GLEASON,
Chief of Police.

By COUNCILMAN McKANE—

That we concur in the recommendation of the Chief of Police and said parade per-

mit be approved inasmuch as this has received the approval of all the required departments.

Carried.

October 13, 1980

President Adado and Members

Lansing City Council

Gentlemen:

Attached is an application for a parade permit from the Lansing Old Newsboys, scheduled for 10:00 A.M. on Friday, December 12, 1980, which has been approved by all the necessary departments.

Our personnel estimate this will cost the City a total of \$144.27, which represents one sergeant, seven officers and eight vehicles for one hour.

This is being sent to you for final action.

Respectfully yours,

RICHARD A. GLEASON,
Chief of Police.

By COUNCILMAN McKANE—

That we concur in the recommendation of the Chief of Police and said parade permit be approved inasmuch as this has received the approval of all the required departments.

Carried.

DATE: 10/14/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Department of Housing and Urban Development Re: Capitol Commons—MI 33—H 150-039

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

October 14, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Re: Complaints of Paramedics at Council Session of Monday, October 13, 1980

Dear Council President and Members:

My office requested from City Council, this date, the voice tape(s) from the above-mentioned Session. We soon discovered that some of the beginning of the presentation was missing, and it became necessary for the Secretary in my office to review the video tape(s), and shorthand the information. During most of today, Tuesday, October 14, 1980, she has been transcribing—However, at approximately 4:15 p.m., she discovered that the voice tape went into a different Council Session altogether, a Session which carries the voice of the then Councilman Richard Baker. As a result, she will have to again review the video tapes to make some semblance of order out of the presentation. Only then can a copy be presented to the Fire Chief, the Budget Director and my Executive Assistant, so that a reply for City Council can be prepared.

Therefore, I am requesting that time be reserved by the Council's Committee on Public Properties and Safety on Tuesday, October 28, 1980, for our reply, rather than on Tuesday, October 21.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Properties and Safety for their file.

DATE: 10/16/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Director of Building Safety and Development Re: Trash Removal Assessment

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

By COUNCILMAN LINDEMANN—

That we concur in the recommendation of the Mayor and said special assessments be placed on the assessment rolls.

Carried.

DATE: 10/16/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached cor-

responsiveness from the City Controller Re: Financial Security, Trapper's Cove

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Received and placed on file with copy to Committee on Ways and Means for their file.

DATE: 10/16/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Traffic Engineer Re: CATA bus stops on the northwest and southeast corners of Michigan and Grand Rvenues

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety for their file.

DATE: 10/16/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group Re: Keena Trucking request for consent to employment transfer

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 10/16/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group Re: Cameron Tool Corporation application for Industrial Facilities Exemption Certificate

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 10/16/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group Re: EDC project plan for LWC Building renovation

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

RESOLUTIONS

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, Response Publications, Incorporated, published its first issue of RESPONSE in July of this year; and

Whereas, RESPONSE fills a significant void which has existed in Lansing, specifically, a newspaper which addresses itself to the Black Community; and

Whereas, historically, there has been no real sounding board for the issues, ideas and concerns of black persons in Lansing; and

Whereas, traditionally, Black churches have been a good source of information regarding significant events affecting the community, their overall impact has been limited due to the great diversity of religious preference in recent years; and

Whereas, after the publication of only four issues RESPONSE has demonstrated clearly that it not only provides a voice of unity for the Black community but also presents all citizens of Lansing with an opportunity to read a well laid out, thoughtfully written, informative piece of journalism which does not shrink from the many issues which require our immediate attention;

Now, Therefore, Be It Resolved, the City Council of the City of Lansing, sitting in regular session this 20th day of October, 1980, hereby commends and applauds those individuals who have worked so long and hard to make RESPONSE a reality; and

Be It Further Resolved, the continued publication of RESPONSE represents a positive and crucial step toward a well informed, and therefore, more vital citizenry, ready to confront the challenges of a new decade.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON GENERAL SERVICES—

Resolved by the City Council of the City of Lansing:

Resolved, the City Council of the City of Lansing hereby supports and confirms the appointment of Melvin J. Hansen to the Air Pollution Board for a term to expire June 30, 1983.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON GENERAL SERVICES—

Resolved by the City Council of the City of Lansing:

Hereby approves the request of ALSAC—St. Jude Children's Research Hospital (Greater Lansing Chapter) for a 24-hour liquor permit for a Halloween Party to be held at the Marshall Street Armory on October 31st, 1980, provided all other requirements of the Liquor Control Commission have been satisfied.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON GENERAL SERVICES—

Resolved by the City Council of the City of Lansing:

The request for a 24-hour liquor permit by the Ladies Cedar Club for an event to be held on October 25th, 1980, at the National Guard Armory (2500 South Washington Avenue) is hereby approved provided the Special 24-hour liquor permit is obtained from the Liquor Control Commission.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON GENERAL SERVICES—

Resolved by the City Council of the City of Lansing:

Whereas, Pointe East Lounge, Inc., has requested the transfer of ownership of 1980 Class C licensed business located at 3106 E. Grand River Avenue, Lansing, Michigan 48912, Ingham County from Ye Olde Round Table, Inc.

Now, Therefore, Be It Resolved, the Council of the City of Lansing hereby approves the transfer of ownership of Class C

licensed business located at 3106 E. Grand River Avenue, Lansing, Michigan 48912, Ingham County to Pointe East Lounge, Inc. from Ye Olde Round Table, Inc.

Adopted by the following vote:

Unanimously.

By GENERAL SERVICES COMMITTEE—

Resolved by the City Council of the City of Lansing:

That the request from Scofe's Restaurant and Lounge, Inc., to drop Ronald Heffelfinger as stockholder in 1980 Class "C" licensed business with dance entertainment permit located at 2607-2613 S. Cedar, Lansing, Michigan 48910, Ingham County, and transfer stock interests to new stockholders Harry Kalaitzoglou and Amargyros Kalas is hereby approved.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, Act 223, P.A. 1909, as amended by Act 195, P.A. 1970, provides for the conveyance of State owned tax reverted lands to municipal units for public purposes, and

Whereas, a parcel of land under the jurisdiction of the Department of Natural Resources is available for acquisition under the provisions of the above mentioned Act, and

Whereas, this parcel, located between Foster and Francis Streets, is land locked with parks property on three sides, and I-496 on the fourth;

Now, Therefore, Be It Resolved, that the Lansing City Council authorizes that an application to the State of Michigan, Department of Natural Resources, be sent to convey Parcel 3301-23-125-085:

Commencing at the NW corner, Lot 6 J. L. Putman's Subdivision, thence S 00° 02' E 27 feet, S 88° 41' 23" W 132.58 feet, N 00° 12' W 29 ft. E ¼ to beginning, Section 23, T4N, R2W,

to the City of Lansing for a nominal fee of \$1.00 (One dollar).

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing Director of the Department of Building Safety and Development determined that the building located at 211 S. Logan Street legally described as:

N. 2 R. of S. 5½ R. of Lot 11, Block 11, Bush, Butler & Sparrow Addition, Lansing, Michigan (Parcel number 3301-17-421-021-8),

was an unsafe or dangerous building as defined in Section 9A-13 of the Lansing Uniform Housing Code and the Housing Law of Michigan, and

Whereas, a hearing was held by the Hearing Board on August 21, 1980, at which the Hearing Officers determined that said building was an unsafe or dangerous building and ordered the building demolished or otherwise made safe; and,

Whereas, said Hearing Officers filed a report of their findings and order with the Lansing City Council, and have requested the City Council to take appropriate action under the Housing Code and the Housing Law of Michigan; and,

Whereas, the City Council scheduled a hearing on October 6, 1980, to review the findings and order of the Hearing Officers, and the owners were notified in writing of said hearing and had an opportunity to appear and show cause why said building should not be demolished or otherwise made safe; now, therefore be it

Resolved, that the City Council of the City of Lansing hereby approves the order of the Hearing Officers requiring the demolition or making safe of said building; and be it further

Resolved, that the owners are hereby directed to comply with the order of the Hearing Officers to demolish or otherwise make safe the said building within twenty (20) days from the date of this resolution; and be it further

Resolved, that, should the owner fail to substantially comply with the Hearing Officer's order for demolition or otherwise make safe, the Director of the Department of Building Safety and Development is hereby directed to proceed with demolition of said building; and be it further

Resolved, that the cost of such demolition shall be a lien against the real property and shall be reported to the City Assessor who shall assess the same against the property upon which the building is presently located, and be it further

Resolved, that the owner in whose name the property appears upon the last local tax assessment record shall be notified of the amount of such cost by first class mail at

the address shown on the records. Upon his failure to pay the same within thirty (30) days after mailing by the City Assessor of the notice of the amount thereof, the Assessor shall add the same to the next tax roll of the City of Lansing and the same shall be collected in the same manner in all respects as provided by law for the collection of taxes in the City of Lansing.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing Director of the Department of Building Safety and Development determined that the building located at 313 S. Larch Street, legally described as:

S. 15.75 ft. Lot 10, N. 15.25 ft. Lot 11, Lot 2, G. H. Moores Subd. Block 242 (Parcel number 3301-16-430-111-4),

was an unsafe or dangerous building as defined in Section 9A-13 of the Lansing Uniform Housing Code and the Housing Law of Michigan, and

Whereas, a hearing was held by the Hearing Board on August 21, 1980, at which the Hearing Officers determined that said building was an unsafe or dangerous building and ordered the building demolished or otherwise made safe and,

Whereas, said Hearing Officers filed a report of their findings and order with the Lansing City Council, and have requested the City Council to take appropriate action under the Housing Code and the Housing Law of Michigan; and,

Whereas, the City Council scheduled a hearing on October 6, 1980, to review the findings and order of the Hearing Officers, and the owners were notified in writing of said hearing and had an opportunity to appear and show cause why said building should not be demolished or otherwise made safe; now, therefore be it

Resolved, that the City Council of the City of Lansing hereby approves the order of the Hearing Officers requiring the demolition or making safe of said building; and be it further

Resolved, that the owners are hereby directed to comply with the order of the Hearing Officers to demolish or otherwise make safe the said building within twenty (20) days from the date of this resolution; and be it further

Resolved, that, should the owner fail to substantially comply with the Hearing Officer's order for demolition or otherwise make safe, the Director of the Department

of Building Safety and Development is hereby directed to proceed with demolition of said building; and be it further

Resolved, that the cost of such demolition shall be a lien against the real property and shall be reported to the City Assessor who shall assess the same against the property upon which the building is presently located, and be it further

Resolved, that the owner in whose name the property appears upon the last local tax assessment record shall be notified of the amount of such cost by first class mail at the address shown on the records. Upon his failure to pay the same within thirty (30) days after mailing by the City Assessor of the notice of the amount thereof, the Assessor shall add the same to the next tax roll of the City of Lansing and the same shall be collected in the same manner in all respects as provided by law for the collection of taxes in the City of Lansing.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Lot 5, Blk. 221 of O. P. Lansing (part of Lansing):

Whereas, the Lansing Director of the Department of Building Safety and Development determined that the building located at 1025 Beech Street, legally described as:

S. 40 ft. of N. 52 ft. of W. 8 R. of Lot 5, Blk. 221 of O. P. Lansing (parcel number 3301-21-278-080),

was an unsafe or dangerous building as defined in Section 9A-13 of the Lansing Uniform Housing Code and the Housing Law of Michigan, and

Whereas, a hearing was held by the Hearing Board on August 21, 1980, at which the Hearing Officers determined that said building was an unsafe or dangerous building and ordered the building demolished or otherwise made safe; and,

Whereas, said Hearing Officers filed a report of their findings and order with the Lansing City Council, and have requested the City Council to take appropriate action under the Housing Code and the Housing Law of Michigan; and,

Whereas, the City Council scheduled a hearing on October 6, 1980, to review the findings and order of the Hearing Officers, and the owners were notified in writing of said hearing and had an opportunity to appear and show cause why said building should not be demolished or otherwise made safe; now, therefore be it

Resolved, that the City Council of the City of Lansing hereby approves the order

of the Hearing Officers requiring the demolition or making safe of said building; and be it further

Resolved, that the owners are hereby directed to comply with the order of the Hearing Officers to demolish or otherwise make safe the said building within twenty (20) days from the date of this resolution; and be it further

Resolved, that, should the owner fail to substantially comply with the Hearing Officer's order for demolition or otherwise make safe, the Director of the Department of Building Safety and Development is hereby directed to proceed with demolition of said building; and be it further

Resolved, that the cost of such demolition shall be a lien against the real property and shall be reported to the City Assessor who shall assess the same against the property upon which the building is presently located, and be it further

Resolved, that the owner in whose name the property appears upon the last local tax assessment record shall be notified of the amount of such cost by first class mail at the address shown on the records. Upon his failure to pay the same within thirty (30) days after mailing by the City Assessor of the notice of the amount thereof, the Assessor shall add the same to the next tax roll of the City of Lansing and the same shall be collected in the same manner in all respects as provided by law for the collection of taxes in the City of Lansing.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing Director of the Department of Building Safety and Development determined that the building located at 1016 W. Washtenaw Street, legally described as:

W ½ Lot 14, Block 11, Bush, Butler & Sparrow Addn. (parcel number 3301-17-428-101-7),

was an unsafe or dangerous building as defined in Section 9A-13 of the Lansing Uniform Housing Code and the Housing Law of Michigan, and

Whereas, a hearing was held by the Hearing Board on August 21, 1980, at which the Hearing Officers determined that said building was an unsafe or dangerous building and ordered the building demolished or otherwise made safe; and

Whereas, said Hearing Officers filed a report of their findings and order with the Lansing City Council, and have requested

the City Council to take appropriate action under the Housing Code and the Housing Law of Michigan; and

Whereas, the City Council scheduled a hearing on October 6, 1980, to review the findings and order of the Hearing Officers, and the owners were notified in writing of said hearing and had an opportunity to appear and show cause why said building should not be demolished or otherwise made safe; now, therefore be it

Resolved, that the City Council of the City of Lansing hereby approves the order of the Hearing Officers requiring the demolition or making safe of said building; and be it further

Resolved, that the owners are hereby directed to comply with the order of the Hearing Officers to demolish or make safe the said building by not later than January 31, 1981; and be it further

Resolved, that, should the owner fail to substantially comply with the Hearing Officer's order for demolition or otherwise make safe, the Director of the Department of Building Safety and Development is hereby directed to proceed with demolition of said building; and be it further

Resolved, that the cost of such demolition shall be a lien against the real property and shall be reported to the City Assessor who shall assess the same against the property upon which the building is presently located, and be it further

Resolved, that the owner in whose name the property appears upon the last local tax assessment record shall be notified of the amount of such cost by first class mail at the address shown on the records. Upon his failure to pay the same within thirty (30) days after mailing by the City Assessor of the notice of the amount thereof, the Assessor shall add the same to the next tax roll of the City of Lansing and the same shall be collected in the same manner in all respects as provided by law for the collection of taxes in the City of Lansing.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing Director of the Department of Building Safety and Development determined that the building located at 1021 W. Washtenaw, Street, legally described as:

E. 39 ft. of N. 8 Rds., Lot 10, Block 10, Bush, Butler & Sparrow's Addn. (Parcel number 3301-17-430-381),

was an unsafe or dangerous building as defined in Section 9A-13 of the Lansing

Uniform Housing Code and the Housing Law of Michigan; and

Whereas, a hearing was held by the Hearing Board on August 21, 1980, at which the Hearing Officers determined that said building was an unsafe or dangerous building and ordered the building demolished or otherwise made safe; and

Whereas, said Hearing Officers filed a report of their findings and order with the Lansing City Council, and have requested the City Council to take appropriate action under the Housing Code and the Housing Law of Michigan; and

Whereas, the City Council scheduled a hearing on October 6, 1980, to review the findings and order of the Hearing Officers, and the owners were notified in writing of said hearing and had an opportunity to appear and show cause why said building should not be demolished or otherwise made safe;

Now, Therefore, Be It Resolved, that the City Council of the City of Lansing hereby approves the order of the Hearing Officers requiring the demolition or making safe of said building; and

Be It Further Resolved, that the owners are hereby directed to comply with the order of the Hearing Officers to demolish or otherwise make safe the said building by not later than January 31, 1981; and

Be It Further Resolved, that, should the owner fail to substantially comply with the Hearing Officer's order for demolition or otherwise make safe, the Director of the Department of Building Safety and Development is hereby directed to proceed with demolition of said building; and

Be It Further Resolved, that cost of such demolition shall be a lien against the real property and shall be reported to the City Assessor who shall assess the same against the property upon which the building is presently located; and

Be It Further Resolved, that the owner in whose name the property appears upon the last local tax assessment record shall be notified of the amount of such cost by first class mail at the address shown on the records. Upon his failure to pay the same within thirty (30) days after mailing by the City Assessor of the notice of the amount thereof, the Assessor shall add the same to the next tax roll of the City of Lansing and the same shall be collected in the same manner in all respects as provided by law for the collection of taxes in the City of Lansing.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing Director of the Department of Building Safety and Development determined that the building located at 512 W. Genesee Street, legally described as:

W. 2/3 Rd. Lot 6, Block 73, Original Plat. (parcel number 3301-16-107-131-3),

was an unsafe or dangerous building as defined in Section 9A-13 of the Lansing Uniform Housing Code and the Housing Law of Michigan, and

Whereas, a hearing was held by the Hearing Board on August 21, 1980, at which the Hearing Officers determined that said building was an unsafe or dangerous building and ordered the building demolished or otherwise made safe; and,

Whereas, said Hearing Officers filed a report of their findings and order with the Lansing City Council, and have requested the City Council to take appropriate action under the Housing Code and the Housing Law of Michigan; and,

Whereas, the City Council scheduled a hearing on October 6, 1980, to review the findings and order of the Hearing Officers, and the owners were notified in writing of said hearing and had an opportunity to appear and show cause why said building should not be demolished or otherwise made safe; now, therefore be it

Resolved, that the City Council of the City of Lansing hereby approves the order of the Hearing Officers, requiring the demolition or making safe of said building; and be it further

Resolved, that the owners are hereby directed to comply with the order of the Hearing Officers to demolish or otherwise make safe the said building within twenty (20) days from the date of this resolution; and be it further

Resolved, that, should the owner fail to substantially comply with the Hearing Officer's order for demolition or otherwise make safe, the Director of the Department of Building Safety and Development is hereby directed to proceed with demolition of said building; and be it further

Resolved, that the cost of such demolition shall be a lien against the real property and shall be reported to the City Assessor who shall assess the same against the property upon which the building is presently located, and be it further

Resolved, that the owner in whose name the property appears upon the last local tax assessment record shall be notified of the amount of such cost by first class mail at the address shown on the records. Upon his failure to pay the same within thirty (30) days after mailing by the City Assessor of the notice of the amount thereof, the Assessor shall add the same to the next tax roll of the City of Lansing and the same shall be collected in the same manner in all respects as provided by law for the

collection of taxes in the City of Lansing.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing Director of the Department of Building Safety and Development determined that the building located at 120 Shepard Street, legally described as:

S. ½ of Lot 5, Blk. 1, Hall's Addn. (parcel number 3301-15-427-521-8),

was an unsafe or dangerous building as defined in Section 9A-13 of the Lansing Uniform Housing Code and the Housing Law of Michigan, and

Whereas, a hearing was held by the Hearing Board on August 21, 1980, at which the Hearing Officers determined that said building was an unsafe or dangerous building and ordered the building demolished or otherwise made safe; and,

Whereas, said Hearing Officers filed a report of their findings and order with the Lansing City Council, and have requested the City Council to take appropriate action under the Housing Code and the Housing Law of Michigan; and,

Whereas, the City Council scheduled a hearing on October 6, 1980, to review the findings and order of the Hearing Officers, and the owners were notified in writing of said hearing and had an opportunity to appear and show cause why said building should not be demolished or otherwise made safe; now, therefore be it

Resolved, that the City Council of the City of Lansing hereby approves the order of the Hearing Officers, requiring the demolition or making safe of said building; and be it further

Resolved, that the owners are hereby directed to comply with the order of the Hearing Officers to demolish or otherwise make safe the said building within twenty (20) days from the date of this resolution; and be it further

Resolved, that, should the owner fail to substantially comply with the Hearing Officer's order for demolition or otherwise make safe, the Director of the Department of Building Safety and Development is hereby directed to proceed with demolition of said building; and be it further

Resolved, that the cost of such demolition shall be a lien against the real property and shall be reported to the City Assessor who shall assess the same against the

property upon which the building is presently located, and be it further

Resolved, that the owner in whose name the property appears upon the last local tax assessment record shall be notified of the amount of such cost by first class mail at the address shown on the records. Upon his failure to pay the same within thirty (30) days after mailing by the City Assessor of the notice of the amount thereof, the Assessor shall add the same to the next tax roll of the City of Lansing and the same shall be collected in the same manner in all respects as provided by law for the collection of taxes in the City of Lansing.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing Director of the Department of Building Safety and Development determined that the building located at 319 S. Logan Street, legally described as:

N. 40 ft. of Lots 12 and 13, Blk. 10,
Bush, Butler & Sparrow Addn. (parcel
number 3301-17-430-031-2),

was an unsafe or dangerous building as defined in Section 9A-13 of the Lansing Uniform Housing Code and the Housing Law of Michigan, and

Whereas, a hearing was held by the Hearing Board on August 21, 1980, at which the Hearing Officers determined that said building was an unsafe or dangerous building and ordered the building demolished or otherwise made safe; and,

Whereas, said Hearing Officers filed a report of their findings and order with the Lansing City Council, and have requested the City Council to take appropriate action under the Housing Code and the Housing Law of Michigan; and,

Whereas, the City Council scheduled a hearing on October 6, 1980, to review the findings and order of the Hearing Officers, and the owners were notified in writing of said hearing and had an opportunity to appear and show cause why said building should not be demolished or otherwise made safe; now, therefore be it

Resolved, that the City Council of the City of Lansing hereby approves the order of the Hearing Officers, requiring the demolition or making safe of said building; and be it further

Resolved, that the owners are hereby directed to comply with the order of the Hearing Officers to demolish or otherwise

make safe the said building within twenty (20) days from the date of this resolution; and be it further

Resolved, that, should the owner fail to substantially comply with the Hearing Officer's order for demolition or otherwise make safe, the Director of the Department of Building Safety and Development is hereby directed to proceed with demolition of said building; and be it further

Resolved, that the cost of such demolition shall be a lien against the real property and shall be reported to the City Assessor who shall assess the same against the property upon which the building is presently located, and be it further

Resolved, that the owner in whose name the property appears upon the last local tax assessment record shall be notified of the amount of such cost by first class mail at the address shown on the records. Upon his failure to pay the same within thirty (30) days after mailing by the City Assessor of the notice of the amount thereof, the Assessor shall add the same to the next tax roll of the City of Lansing and the same shall be collected in the same manner in all respects as provided by law for the collection of taxes in the City of Lansing.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, residents on the south end of Gardenia Street have objected to cars parked at Gardenia's southern terminus by persons traveling to the Villa of Woodgate apartments; and

Whereas, these cars block a fire hydrant and the pedestrian access gate used by North Elementary School students; and

Whereas, the Traffic Board has reviewed the situation and made a recommendation to prohibit parking at the south end of Gardenia; and

Whereas, the Mayor has concurred in this recommendation;

Now, Therefore, Be It Resolved, the Lansing City Council hereby adopts the Traffic Board's recommendation and authorizes "No Parking at Any Time" restriction on both sides of Gardenia Street from the south end of the street to 55 feet north of the south end.

Adopted by the following vote:

Unanimously.

**By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—**

Resolved by the City Council of the City of Lansing:

Whereas, the City received a petition from residents in the area of the Comfort/Theodore intersection requesting better traffic control; and

Whereas, the Traffic Division investigated and found that sight distance is obstructed; and

Whereas, the Traffic Board recommended that "Yield" signs be installed on Theodore Street at Comfort Street; and

Whereas, the Mayor concurred in this recommendation; and

Whereas, the Committee on Public Properties and Safety is concerned that yield signs would not be sufficient to solve the problem;

Now, Therefore, Be It Resolved, the Lansing City Council hereby authorizes the installation of "Stop" signs on Theodore Street at Comfort Street.

Adopted by the following vote:

Unanimously.

**By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—**

Resolved by the City Council of the City of Lansing:

That the Traffic Board's October 9, 1980 recommendations to replace a "Yield" sign with a "Stop" sign on westbound S. Dexter Drive at Cedarbrook Avenue, and to allow "No Parking at Any Time" on the south side of Dexter Drive from Parkview Avenue to Cedarbrook Avenue are hereby approved.

Adopted by the following vote:

Unanimously.

**By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—**

Resolved by the City Council of the City of Lansing:

That the Traffic Board's October 9, 1980 recommendation to remove the "Stop" sign on Pine Street at W. Grand River Avenue is hereby approved, provided the Michigan School for the Blind sends a letter to the Mayor and Council concurring in the sign removal.

Adopted by the following vote:

Unanimously.

**By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—**

Resolved by the City Council of the City of Lansing:

That the Traffic Board's October 9, 1980 recommendation to remove the "Stop" signs on Ballard Street at Drury Lane is hereby approved.

Adopted by the following vote:

Unanimously.

**By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—**

Resolved by the City Council of the City of Lansing:

Whereas, the City has received complaints about traffic conditions at the intersection of Jolly Road and Wexford Drive due to obstruction of drivers' vision caused by the foundation of the pedestrian skywalk located across Jolly at Wexford; and

Whereas, the Traffic Division agrees that a sight obstruction exists, and that reconstruction of the skywalk's foundation is advisable; and

Whereas, such reconstruction is not included in the current fiscal year's budget;

Now, Therefore, Be It Resolved, the Lansing City Council hereby authorizes a work project to correct the sight obstruction caused by the pedestrian skywalk at the Jolly/Wexford intersection; and

Be It Further Resolved, the Administration is requested to develop and report to the Council a recommendation to fund said work project, estimated to cost roughly \$4,600.

Adopted by the following vote:

Unanimously.

**APPLICATION TO WITHHOLD
FROM SALE**

Whereas, the following described land(s) in Ingham County, City of Lansing 3301-09-428-101, Lot 4, Block 1, Assessor's Plat No. 32, Rec. L 11 P 13—1046 N. Larch Street, were deeded to the State of Michigan on the 6th day of May, 1980, through non-redemption from the county treasurer May 1st, 1979, tax sale.

Whereas, said lands are now under the jurisdiction of the Department of Natural Resources and may be withheld from the first sale at which they are scheduled to be offered for the purpose of redemption on behalf of the former owner as provided for in Section 131c of Act 206, Public Acts of 1893, as amended.

Now, Therefore, Be It Resolved by the City Council of Lansing that application is hereby made to the Department of Natural Resources to withhold said lands from sale, and,

Be It Further Resolved, that said City Council of Lansing does hereby authorize the County Treasurer to collect all delinquent taxes on said lands if application is made by the owner thereof during the period for which said lands are withheld from sale by this application.

CERTIFICATION

I hereby certify that the above is a true and correct copy of a resolution offered and adopted by the _____ of _____ on the _____ day of _____, 19____.

Clerk of _____

(Address)

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the request of the Fisher Body Division of General Motors Corporation to reserve the west parking lane of Verlinden Avenue, from Osborne Street to Michigan Avenue, for visitor parking in conjunction with a neighborhood open house on Wednesday, October 29, 1980, at 7:00 p.m., is hereby approved.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Planning Board has recommended the sale of City-owned property known as the Genesee Center, with alternatives as to disposal of the property; and

Whereas, the City Council desires input from residents in the immediate neighborhood of the Genesee Center on this issue;

Now, Therefore, Be It Resolved, the Lansing City Council hereby requests the City Clerk to schedule a public hearing before the Council of the proposed sale of the Genesee Center for Monday, November 10, 1980, at 7:00 p.m., in the 10th Floor Chambers of City Hall; and

Be It Further Resolved, the Mayor is requested to have the Planning Department notify property owners and tenants within 500 feet of the Genesee Center about this public hearing and the recommendations of the Planning Board.

By COUNCILMAN LINDEMANN—

That the resolution be amended as follows: in the 3rd paragraph after the words "before the Council" the word "of" be changed to read "on."

Carried.

The resolution as amended was adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, over the years the City of Lansing has acquired properties by deed for streets and alley rights-of-way, but has disposed of some of this deeded land by only vacating the streets and alleys; and,

Whereas, the vacating order does not clear title to these properties; and,

Whereas, more and more of these properties have been coming to light as the individuals who have been paying the property taxes on vacated lands, find that when they try to sell subject properties the title commitments show that the City of Lansing is the owner of record, even though these individuals may have been paying the property tax for 20 years or more; and,

Whereas, the City's Property Manager recommends that the City dispose of subject properties by Quit Claim Deeds to clear title and clear our records;

Now, Therefore, Be It Resolved, that Quit Claim Deeds in favor of the taxpayers be executed on all vacated streets and alley rights-of-way that were acquired by deed subject to all needed easements.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, by petition duly filed on September 4, 1980, this Council was petitioned

to establish a Lansing Commercial Redevelopment District CRD-15-80, pursuant to Public Act 255 of 1978; and

Whereas, due notice has been given for a public hearing on said petition; and

Whereas, at such hearing held on the 13th day of October, 1980, all parties interested therein were heard and given due consideration; and

Whereas, the property involved is commonly known as 1612 and 1616 East Michigan Avenue, more particularly known as:

The West 49 feet of Lot No. 2 and the East 26 feet of Lot No. 3, Block No. 1 of Hall's Addition to the City of Lansing, Ingham County, Michigan.

Petitioner: Fairview Heights Association
%Robert Stevenson

Whereas, after considering all the testimony presented to this Council, this Council has determined that the proposed District is zoned for business uses and has been so zoned for three years prior to the effective date of P.A. 255 and is characterized by obsolete commercial property and a decline in commercial activity;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing hereby established a Lansing Commercial Redevelopment District CRD-15-80 at the above described property.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nays: Councilman Blair—1.

By ECONOMIC DEVELOPMENT COMMITTEE—

Whereas, the Lansing City Council has established a Lansing Industrial Development District No. 2 in the City of Lansing, pursuant to Act 198, 1974, and

Whereas, Lindell Drop Forge has submitted an application for an Industrial Facility Exemption Certificate in said Industrial Development District No. 2, and

Whereas, a hearing was held on Lindell's application for an exemption certificate on November 13, 1979, at which time all interested persons had an opportunity to be heard, and

Whereas, Lindell has met the requirements for said exemption certificate as required in Public Act 198, and

Whereas, this Council finds that the granting of this exemption certificate, considered together with the aggregate amount of Industrial Facilities and Commercial Redevelopment Exemption Certificates pre-

viously granted and currently in force shall not have the effect of substantially impeding the operation of the City of Lansing nor impairing the financial soundness of taxing units levying ad valorem property taxes in the City of Lansing; see memorandum of the Finance Director dated November 2 attached hereto;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing approve the application from Lindell Drop Forge for an exemption certificate in Lansing Industrial Development District No. 2 and shall remain in effect for a period of 12 years.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council has established a Lansing Industrial Development District IPR-4-79 in the City of Lansing, pursuant to Act 198, 1974, and

Whereas, Cameron Tool Corporation has submitted an application for an Industrial Facility Exemption Certificate in said Industrial Development District IPR-4-79, and

Whereas, a hearing was held on Cameron Tool Corporation's application for an exemption certificate on January 14, 1980, at which time all interested persons had an opportunity to be heard, and

Whereas, this Council finds that the granting of this exemption certificate, considered together with the aggregate amount of Industrial Facilities and Commercial Redevelopment Exemption Certificates previously granted and currently in force shall not have the effect of substantially impeding the operation of the City of Lansing nor impairing the financial soundness of taxing units levying ad valorem property taxes in the City of Lansing; see memorandum of the Finance Director dated September 5, 1979, attached hereto;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing approve the application from Cameron Tool Corporation for an exemption certificate in Lansing Industrial Development District IPR-4-79 and shall remain in effect for a period of 12 years.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council has established a Lansing Commercial Redevelopment District CRD-3-80 in the City of Lansing, pursuant to Act 255, 1978, and

Whereas, Parkside Company has submitted an application for a Commercial Facility Exemption Certificate in said Commercial Redevelopment District CRD-3-80, and

Whereas, a hearing was held on Parkside Company's application for an exemption certificate on October 13, 1980, at which time all interested persons had an opportunity to be heard, and

Whereas, Parkside Company has met the requirements for said exemption certificate as required in Public Act 255, and

Whereas, this Council finds that the granting of this exemption certificate, considered together with the aggregate amount of Industrial Facilities and Commercial Redevelopment Exemption Certificates previously granted and currently in force shall not have the effect of substantially impeding the operation of the City of Lansing nor impairing the financial soundness of taxing units levying ad valorem property taxes in the City of Lansing; see memorandum of the Finance Director dated September 23, 1980, attached hereto;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing approve the application from Parkside Company for an exemption certificate in Lansing Commercial Redevelopment District CRD-3-80 and shall remain in effect for a period of 4 years.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nays: Councilman Blair—1.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, it is necessary to hold a public hearing on the proposed establishment of a Lansing Commercial Redevelopment District, CRD-14-80, at 500 South Capitol Avenue, requested by the Capitol Park Motor Hotel, Inc.

Now, Therefore, Be It Resolved, that the City Clerk give at least ten (10) days notice of a public hearing when all persons interested may attend and make any objections they may have to such proposed district; and

Be It Further Resolved, that such hearing be held at the Council Chambers in the City Hall on the 10th day of November, 1980, at 7:00 p.m.; and that notice of

such hearing be published in a publication of general circulation in said city.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

RESOLUTION APPROVING PROJECT AREA AND PROJECT DISTRICT AREA

(Capitol Park Restaurant and Lounge Project)

Minutes of a regular meeting of the City Council of the City of Lansing, Michigan, held at 7:00 o'clock p.m., Michigan Time, on October 20, 1980, at which the following members were present:

Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane and Worthington;

and the following were absent: None.

The following preamble and resolution were offered by Councilman Belen and supported by Councilman McKane:

Whereas, there exists in the City of Lansing the need for programs to alleviate and prevent conditions of unemployment, to assist and retain local industries and commercial enterprises in order to strengthen and revitalize the City's economy and to encourage the location and expansion of commercial enterprises to provide needed services and facilities to the City and its residents; and

Whereas, the Economic Development Corporations Act, being Act No. 338, Public Acts of Michigan, 1974, as amended (the "Act") provides a means by which this purpose and intent may be accomplished; and

Whereas, Capitol Park Motor Hotel, Incorporated, has proposed the acquisition and construction of a new commercial facility for use as a restaurant and lounge facility (the "Project") to alleviate the aforesaid conditions and provide needed services and the Project has been initiated by The Economic Development Corporation of the City of Lansing (hereinafter referred to as the "EDC"); and

Whereas, the EDC, in conformity with Act 338 of the Public Acts of 1974, as amended, has designated a project area and recommended a project district area for the Project to this City Council for its approval; and

Whereas, the EDC has designated the Project Area for the Project, and recommended the Project District Area, as follows:

That part of Lots 1, 2, 3, 4, 5, 8, 9, 10, 11 and 12, Block 148, Original Plat of the City of Lansing, Ingham

County, Michigan, described as: Beginning on the North line of Block 148 at a point 122.0 feet East of the NW corner of Block 148; thence South, 90.0 feet on a line 17.0 feet East of the East wall of the six story hotel; thence Southwesterly 7.1 feet; thence South 72.0 feet on a line 12.0 feet East of the East wall of the six story hotel; thence East 4.0 feet; thence South 163.0 feet to the South line of Lot 8; thence East 44.0 feet to the SE corner of Lot 8; thence North, 33.0 feet on the East line of Lot 5; thence East 49.5 feet; thence South 33.0 feet to the South line of Lot 5; thence East 115.5 feet to the SE corner of Lot 5; thence North 330.0 feet on the East line of Block 148 to the NE corner of Block 148; thence West 268.0 feet on the North line of Block 148 to the point of beginning.

Whereas, the City Council is desirous of recommending to the EDC that the size of the Project Area be increased; and

Whereas, this City Council wishes to establish a larger Project District Area than recommended by the EDC; and

Whereas, the Mayor of the City of Lansing has appointed and this City Council has confirmed, Thomas Papiernik, Sr., and Kathryn Haar as the additional directors to the EDC Board for the Project.

Now, Therefore, Be It Resolved by this City Council of the City of Lansing, as follows:

1. The EDC is hereby requested to enlarge the Project Area to the area described in contemplated use and only the surrounding

2. The Project Area is zoned for its Exhibit A.

area is expected to be affected by the Project. Accordingly, the Project District Area is hereby designated as those parcels described in Exhibit A.

3. It is hereby determined that there are less than eighteen (18) residents, real property owners, or representatives of establishments located within the Project District Area and, therefore, a Project Citizens District Council shall not be formed pursuant to Section 20(b) of the Act.

4. All prior action taken by this City Council with respect to this Project is hereby confirmed and ratified.

5. The City Clerk be, and is hereby directed to provide a certified copy of this resolution to the Secretary of the Board of the Corporation.

Adopted:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington.

Nays: Councilman Blair.

Not Voting: None.

Absent: None.

STATE OF MICHIGAN
COUNTY OF INGHAM

} ss.

I hereby certify that the foregoing is a true and complete copy of the minutes of a regular meeting of the City Council of the City of Lansing, Counties of Ingham, Eaton and Clinton, Michigan, held on the 20th day of October, 1980, and that the said minutes are on file in the office of the City Clerk and are available to the public.

THEO FULTON,
City Clerk.

Dated: October 20, 1980

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nays: Councilman Blair—1.

By ECONOMIC DEVELOPMENT
COMMITTEE—

**RESOLUTION APPROVING PROJECT
AREA AND PROJECT DISTRICT AREA**

(Triad Investment Firm Project)

Minutes of a regular meeting of the City Council of the City of Lansing, Michigan, held at 7:00 o'clock p.m., Michigan Time, on October 20, 1980, at which the following members were present:

Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington;

and the following were absent: None.

The following preamble and resolution were offered by Councilman Belen and supported by Councilman McKane:

Whereas, there exists in the City of Lansing the need for programs to alleviate and prevent conditions of unemployment, to assist and retain local industries and commercial enterprises in order to strengthen and revitalize the City's economy and to encourage the location and expansion of commercial enterprises to provide needed services and facilities to the City and its residents; and

Whereas, the Economic Development Corporations Act, being Act No. 338, Public Acts of Michigan, 1974, as amended (the "Act") provides a means by which this purpose and intent may be accomplished; and

Whereas, Triad Investment Firm has proposed the acquisition of Thomas Brothers Garage and the property immediately east of Thomas Brothers Garage for construction and renovation as a medical office facility (the "Project") to alleviate the aforesaid conditions and provided needed

services and the Project has been initiated by The Economic Development Corporation of the City of Lansing (hereinafter referred to as the "EDC"); and

Whereas, the EDC, in conformity with Act 388 of the Public Acts of 1974, as amended, has designated a project area and recommended a project district area for the Project to this City Council for its approval; and

Whereas, the Mayor of the City of Lansing has appointed, and this City Council has confirmed, Gary Weston and Michael Haley as the additional directors to the EDC Board for the Project.

Now, Therefore, Be It Resolved by this City Council of the City of Lansing, as follows:

1. The following Project Area, as set forth in Exhibit A and as designated by the EDC, be and is hereby certified as approved.

2. The Project Area is zoned for its contemplated use and only the surrounding area is expected to be affected by the Project. Accordingly, the Project District Area is hereby designated as those parcels described in Exhibit A.

3. It is hereby determined that there are less than eighteen (18) residents, real property owners, or representatives of establishments located within the Project District Area and, therefore, a Project Citizens District Council shall not be formed pursuant to Section 20(b) of the Act.

4. All prior actions taken by this City Council are hereby ratified and confirmed.

5. The City Clerk be, and is hereby directed to provide a certified copy of this resolution to the Secretary of the Board of the Corporation.

Adopted:

Yeas: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington.

Nays: None.

Not Voting: None.

Absent: None.

STATE OF MICHIGAN
COUNTY OF INGHAM

{ ss.

I hereby certify that the foregoing is a true and complete copy of the minutes of a regular meeting of the City Council of the City of Lansing, Counties of Ingham, Eaton and Clinton, Michigan, held on the 20th day of October, 1980, and that the said minutes are on file in the office of the City Clerk and are available to the public.

THEO FULTON,
City Clerk.

Dated: October 20, 1980

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Resolved by the City Council of the City of Lansing the reappointment of Mr. Roy Cosier to the Elected Officers Compensation Commission for a term to expire on October 1st, 1987, is hereby approved and confirmed.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing has entered into a Letter Agreement with STOK Corporation providing for the development of the 100 Block of East Michigan Avenue; and

Whereas, that agreement will expire on October 22, 1980, unless development is proceeding according to a schedule agreed upon by the City and STOK Corporation; and

Whereas, recent changes in the proposed development have necessitated changes in the schedule for the development which must be agreed to by the City and STOK Corporation; and

Whereas, the City of Lansing wishes to receive additional information and assurances before agreeing to a revised time schedule for the 100 Block development; and

Whereas, the City wishes to extend the termination date of the letter agreement until November 11, 1980, to allow time to receive sufficient information and assurances to agree to a revised time schedule;

Now, Therefore, Be It Resolved, that the City of Lansing, Michigan, is authorized to extend the expiration date of the letter agreement approved by City Council on October 12, 1979, by and between STOK Corporation of Michigan and the City of Lansing until November 11, 1980.

By COUNCILMAN LINDEMANN—

That the Resolution be amended as follows:

That in the 5th and 6th paragraphs the date of November 11, 1980, be changed to read November 12, 1980.

Carried.

The resolution as amended was adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nays: Councilman Blair—1.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing has decided to redevelop an area of the City of Lansing located within the boundaries of the 300-400 block of East Michigan on the south; Grand River on the west; 3-400 block of Shiawassee Street on the north and the 100-300 block of North Cedar Street on the east; and

Whereas, the City of Lansing has decided to construct an Exhibition Hall within the area bounded by the 300-400 block of East Michigan on the south; Grand River on the west; 300-400 block of Shiawassee Street on the north and the 100-300 block of North Cedar Street on the east; and

Whereas, the construction and operation of an Exhibition Hall within the area as described above will substantially aid in the redevelopment of the downtown area of the City of Lansing; and

Whereas, the City of Lansing has obtained a 10.3 million dollar Urban Development Action Grant from the U. S. Department of Urban Development in order to construct the Exhibition Hall within the area as described above; and

Whereas, the City of Lansing has decided to construct a hotel, office building and retail space in the 100 block of East Michigan Avenue in order to further redevelop the downtown area of the City of Lansing; and

Whereas, the Exhibition Hall is a project which will ensure the success of the hotel, office and retail spaces in the 100 block of East Michigan Avenue; and

Whereas, it is necessary that the City of Lansing acquire and obtain title to various properties in the above described project area before construction of the Exhibition Hall can commence; and

Whereas, the City of Lansing has set aside funds and has proceeded with negotiations for properties located within the above described project area and has already acquired various properties within the above described project area; and

Whereas, the City of Lansing has engaged the services of TMP Associates, an architectural firm, to aid in developing the most aesthetically pleasing and economically feasible design for the construction of the Exhibition Hall within the above described area; and

Whereas, TMP Associates, the architectural firm, has analyzed, studied and ascertained the most desirable site for the construction of the Exhibition Hall within the above described area; and

Whereas, TMP Associates has drawn up a Master Architectural Plan which sets forth the most aesthetically pleasing and financially feasible site for the Exhibition Hall within the above described area; and

Whereas, the Master Architectural Plan drawn up and developed by TMP Associates has been approved and adopted by the City of Lansing; and

Whereas, there remain four (4) unacquired properties within the above described project area of the Exhibition Hall without which the construction of the Exhibition Hall in accordance with the recommendations of TMP Associates and the Master Architectural Plan would be impossible; and

Whereas, the owners of the four (4) subject properties which the City of Lansing to date has been unable to acquire have received good faith offers from the City of Lansing which reflect the properties' appraised values; and

Whereas, the four (4) to date unacquired properties are located at (1) 109 North Cedar Street; (2) 121 North Cedar Street; (3) 301 East Michigan Avenue; and (4) 127 North Cedar Street;

Now, Therefore, Be It Resolved, that the construction of an Exhibition Hall within the area bounded by 300-400 block of East Michigan Avenue on the south; Grand River on the west; 300-400 block of Shiawassee Street on the north and 100-300 block of North Cedar Street on the east will substantially aid in the redevelopment of the Lansing downtown area and particularly the 100 block of East Michigan Avenue and will be beneficial to the residents of the City of Lansing; and be it

Further Resolved, that the City of Lansing intends to construct an Exhibit Hall within the project area as described above; and be it

Further Resolved, that the construction of the Exhibit Hall is necessary to ensure the success of the hotel, office and retail building which is to be located within the 100 block of East Michigan Avenue; and be it

Further Resolved, that the four (4) properties which are located at (1) 109 North Cedar Street; (2) 121 North Cedar Street; (3) 301 East Michigan Avenue; and (4) 127 North Cedar Street which the City of Lansing has yet to acquire are necessary for both the construction and operation of the Exhibition Hall within the above described area; and be it

Finally Resolved, that the City Attorney's Office is hereby authorized to commence condemnation proceedings under State Law

in order to acquire the properties located at (1) 109 North Cedar Street; (2) 121 North Cedar Street; (3) 301 East Michigan Avenue; and (4) 127 North Cedar Street, thus ensuring the construction of the Exhibition Hall.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nays: Councilman Blair—1.

By WAYS AND MEANS COMMITTEE—

Resolved by the City Council of the City of Lansing:

That the following transfers be made:

\$ 5,300.00 from Salaries—Data Processing
A/C 101-221-000-702

\$ 5,300.00 to Salaries—Rapid Copy
A/C 101-228-000-702

\$17,880.00 from General Admin. Fringe Benefits
A/C 101-930-000-715

\$17,880.00 to Police—Dry Cleaning
A/C 101-305-000-725

\$11,500.00 from Police—Emergency Operations Equipment
A/C 101-309-000-977

\$11,500.00 to Police—Emergency Operations Professional Services
A/C 101-309-000-801

\$26,062.00 from G. F. Fund Balance
A/C 101-000-000-390

\$26,062.00 to Police—911 Repair and Maint.
A/C 101-309-000-930

\$ 1,100.00 from Reserve for Contingency
A/C 101-941-000-963

500.00 from Parks—General Services—Salary Overtime
A/C 101-718-300-708

\$ 1,100.00 to Golf—Salary Overtime
A/C 101-721-000-708

500.00 to Forestry—Salary Overtime
A/C 101-781-000-708

\$ 1,000.00 from Reserve for Contingency
A/C 101-941-000-963

\$ 1,000.00 to Misc. and Operating Expenses
A/S 101-725-500-741

I hereby certify that this is a properly drawn and eligible transfer.

JAN LAZAR,
Budget Director,
For JAMES DOWSETT,
Finance Director.

Approved:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
TERRY J. MCKANE,
Ways and Means Committee.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

That the following transfer be made:

\$383,000.00 from Transportation Terminal
A/C 101-936-801-971

\$383,000.00 to Exhibition Hall Project—Advance Costs
A/C 101-936-814-971

I hereby certify that this is a properly drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Approved:

LOUIS F. ADADO,
PAT LINDEMANN,
LUCILE BELEN,
WILLIAM A. BRENKE,
SIDNEY P. WORTHINGTON,
JACK D. GUNTHER,
TERRY J. MCKANE,
Committee of the Whole.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nays: Councilman Blair—1.

REMARKS BY THE MAYOR OR HIS EXECUTIVE ASSISTANT

No comments.

REMARKS BY THE CITY COUNCIL

By COUNCILMEN GUNTHER— WORTHINGTON—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived for the purpose of presenting items that are not listed on the agenda.

Carried.

Letter from Joseph F. Sablich, President of the law firm of Sablich, Ryan, Rapaport, Bobay and Pollok in regard to proposed demolition of the building at 127 N. Cedar Street.

Referred to Committee on Public Property and Safety.

United Nations—Lansing Association submits parade application for October 24, 1980.

By COUNCILMAN GUNTHER—

That this parade application be approved and all the required signatures be obtained.

Carried.

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the 18th day of August, 1980, this Council was petitioned to change the following described property from "D" Apartment District to "D-1" Professional Office District, all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 20th day of October, 1980, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-28-80—611 South Capitol Avenue
3801-16-384-011

More particularly described as:

The north 3 feet of the west 132 feet of Lot 6 and commencing at the southwest corner of Lot 7, thence north 64 feet, east 66 feet, south 31 feet, east 99 feet, south 33 feet, west 165 feet to

beginning; Block 158, Original Plat, Lansing, Ingham County, Michigan;

from a "D" Apartment District to "D-1" Professional Office District.

Whereas, pursuant to Act 207, Public Acts of 1921 as amended, the Planning Board advised the City Council to approve the request; and

Whereas, the Physical Development Committee of City Council has reviewed the report of the Planning Board and does concur therewith;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing ordains that the request to rezone the above described property from "D" Apartment District to "D-1" Professional Office District be approved; and

Be It Further Resolved, that the City Clerk be, and she is hereby, directed to notify the applicant of this approval.

Adopted by the following vote:

Unanimously.

By COUNCILMAN BELEN—

That this meeting stand adjourned.

Carried.

Council adjourned at 8:50 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

October 20, 1980

F/B

CITY CLERK'S OFFICE

Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE

**U. S. POSTAGE
PAID**

Permit No. 1461
Lansing, Michigan

809

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, October 27, 1980

CITY COUNCIL ROOMS

Lansing, Michigan

October 27, 1980

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by President Adado.

Present: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Mr. Black, Exec. Asst. to Mayor.

Pledge of Allegiance was led by Mr. Black.

By COUNCILMAN McKANE—

That the council proceedings of Sept. 29 and Oct. 6, 1980 be approved.

Carried.

HEARING ON PROPOSED SPECIAL USE PERMIT

October 27, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed special use permit as provided for in the Zoning Code, which was passed by the City Council on November 18, 1958, said proposed amendment being as follows:

That the property described as:

SUP-11-80 — 5000 block of Stafford St. (East side).

(For a Community Residential Care Center.)

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed special use permit he had the privilege of speaking at this time.

Jack Sudbury, 5009 Stafford, spoke in opposition.

Referred to Committee on Physical Development.

HEARING ON PROPOSED CHANGE IN ZONING CLASSIFICATIONS

October 27, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 18, 1958, said proposed amendment being as follows:

That the property described as:

Z-27-80 — 3412 Burchfield St.

to be rezoned from "A" One Family Residential District to "F" Commercial District.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

Referred to Committee on Physical Development.

October 27, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 18, 1958, said proposed amendment being as follows:

That the property described as:

Z-32-80 — 2720 N. East St.,

to be rezoned from "E-2" Drive-In Shop District to "F" Commercial District.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

Referred to Committee on Physical Development.

October 27, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 18, 1958, said proposed amendment being as follows:

That the property described as:

Z-29-80 — Just south of 700 River Street,

to be rezoned from "D" Apartment District to "J" Parking District.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

Dean Patterson, 313 E. St. Joe, spoke in opposition.

Referred to Committee on Physical Development.

PUBLIC HEARING

October 27, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed Industrial Facilities Exemption Certificate for:

Industrial Development District No. 6

Spartan Investment Company

2443 S. Rundle St.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed certificate they had the privilege of speaking at this time.

Robert Jolin, representing the Spartan Investment Company, spoke.

Referred to Committee on Economic Development.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON NON-AGENDA ITEMS; YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

Martha Johnson, Safe Water Club, spoke on tape that is available at Public Library for public viewing on water fluoridation.

Sharma Krauskopf, Director of Maplehill Head Start program, spoke.

Alice Patterson, 313 E. St. Joe, spoke thanking Councilman Lindemann for getting street sign.

Richard Fiser, 1617 E. Jolly Rd., spoke relative trespassing on his property.

COMMUNICATIONS AND PETITIONS

The following claims have been filed:

Alfred Kelbert for damage to his house and garage due to golf balls hitting same and replacement of siding.

Larry D. Fowler, attorney for Robert Koenig Fowler, for damage to his automobile after being struck by a Police Vehicle.

Robert L. Knapp, for his son Robert, Jr., for injuries received after hitting a raised portion of sidewalk on Park Avenue.

Mary Jane Teszlewicz for damage to her property due to water seepage from a broken city water line.

Referred to Mayor, City Attorney.

Petitions filed for rezoning:

Z-39-80 —

Commencing on South Section line 1613.1 feet West of South $\frac{1}{4}$ post, Section 31; thence North 300 feet, West 90 feet, South 300 feet, East 90 feet to beginning, Section 31, T4N, R2W, City of Lansing, County of Ingham, State of Michigan, from a "CUP" Community Unit Plan District to a "DM" Multiple Unit District — 3532 West Jolly Road.

Z-40-80 —

Lot 44, Plat of Park Manor Heights Subd., a part of the Southwest $\frac{1}{4}$ of Section 3, Town 4 North, Range 2 West, City of Lansing, Ingham County, Michigan, from "B" One Family Residential District to "J" Parking District — 2300 block N. High St. (east side).

Z-41-80 —

Beginning at a point 300 feet South of the Northeast corner of the Northwest $\frac{1}{4}$ of Section 30, T4N, R2W, City of Lansing, Ingham County, Michigan, thence South 1515 feet, thence West 240 feet, thence North 1515 feet, thence East to the point of beginning, EXCEPT beginning at a point at the Southwest corner of Lot 132 of Eton Downs Subdivision, thence West 120 feet, thence North 80 feet, thence East 120 feet, thence South 80 feet to the point of beginning, being a part of the Northwest $\frac{1}{4}$ of Section 30, T4N, R2W, City of Lansing, Ingham County, from "A" One Family Residential District to "DM-1" Multiple Family Dwelling and "C" Two Family Residential Districts — Property in the 3200 block of West Mt. Hope Avenue (south side).

Referred to Mayor, Planning Board.

Walter Neller Enterprises, Inc., submits preliminary plat of Westwood Park No. 2.

Referred to Mayor, Planning Board.

Liquor Control Commission submits request of Petryk Enterprises, Inc., for trans-

fer of stock interests in 1980 Class "C" licensed business with entertainment permit, located at 6527 S. Cedar St. through sale of partial shares from existing stockholders to new stockholders, C. Pauline Causie, Derald R. Causie, Maureen T. Ebright and Robert W. Ebright.

Referred to Mayor, Committee on General Services.

Application filed for Industrial Facilities Exemption Certificate by:

The Olofsson Corp.—2727 Lyons Avenue.

Capitol Bedding Co.—2301 Raymond St.

The Samuel D. Ingham Building Co.—116 W. Ottawa St.

Referred to Mayor, Economic Development Corporation and Committee on Economic Development.

Letters in regard to parking situation that exists for the employees of Edward W. Sparrow Hospital from:

Kay Walderzak,

Nancy Claus.

Referred to Mayor, Committee on Public Property and Safety and Committee on Physical Development.

Robert C. Kerzka, Attorney, submits application for sign approval for Amber Laundry Colony, located at 4622 S. Cedar Street.

Referred to Mayor, Planning Board.

Ingham County Treasurer submits applications to withhold from sale properties at:

1021 Clark St.

534 S. Butler Blvd.

215 S. Logan St.

By COUNCILMAN WORTHINGTON—

That we concur in the recommendation of the Ingham County Treasurer and said applications to withhold from sale the following properties be approved.

Carried.

Letter submitted by Richard Simmons for the Coachlight Estates Action Group requesting that a park be developed within the Coachlight Estates Subd.

Referred to Mayor, Committee on Public Property and Safety.

Department of Natural Resources submits application for Flood Plain Permit for Mr. John L. McAllister.

Referred to Mayor with copy to the Planning Department for their file.

Letter from the East Side Commercial Club in regard to "Gay Rights."

Referred to Mayor, Committee on Public Property and Safety.

State of Michigan, Department of Natural Resources submits deed for property at Westbury Rd. and Delta River Dr. given to replace previous deed of May 27, 1975 which has been lost or destroyed.

Received and placed on file.

Letter from Gordon Food Service, Inc., requesting that the city amend the truck route ordinance to include Miller Rd. from Pleasant Grove Rd. to Wide Rd. and Pleasant Grove Rd. from Miller Rd. to Logan St. as a Class "A" Road.

Referred to Mayor, Committee on Public Property and Safety, Committee on Physical Development.

Request from Edward W. Sparrow Hospital Association for permission to place an oxygen tank storage building on Jerome St. immediately north of the present laundry building and south of the existing sidewalk this would encroach on the right-of-way.

Referred to Mayor, Planning Board.

Petition opposing the truck route designation on East Main St. from Aurelius Rd. to Pennsylvania Avenue.

Referred to Mayor, Committee on Public Property and Safety and Committee on Physical Development.

Letter from J. H. Brooks, Builder in regard to plat of Westmont Circle.

Received and placed on file with copy to the Committee on Physical Development for their file.

Letter from the Lansing Branch of the NAACP thanking the Council of their open review and disclosure of all pertinent in-

formation regarding Mr. Ray which have cleared him of all allegations and charges.

Received and placed on file.

MAYOR COMMENTS ON ANY ITEM ON THE AGENDA:

Mayor commented on his letters — 3 a, b, d, e, i, j, and k and Resolution No. 4b.

Mrs. Warr, Human Resources Director, commented on Mayor's letter 3d.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING ITEMS LISTED ON THE AGENDA: COMMUNICATIONS AND PETITIONS, COMMITTEE REPORTS, REPORTS OF CITY OFFICERS AND BOARDS, AND RESOLUTIONS. YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

Resolution 4-b was removed from the agenda.

Ivan Bradley, 427 W. Grand River Ave., spoke re: North Lansing Restoration program and Mayor's letter 3i.

Priscilla Holmes, 220 Reo Ave., spoke on Neighborhood Development Area No. 4, Physical Development Plan and presented letter from the Citizens' District Council No. 4 on same.

Richard Simmons of Coachlight Estates spoke.

Henry Reniger, Reniger Construction Co., spoke on North Lansing Facade Restoration.

Martha Johnson, 424 River St., spoke in opposition to resolution 5-b. opposition to resolution 5-f.

Michael Cole spoke relative park in Coachlight Estates.

Veronica Smeltzer spoke relative North Lansing restoration.

REPORT OF COMMITTEE

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred the ordinance of the City of Lansing providing the the Code of Ordinances be amended by adding a new Article XIVB containing Sections to be numbered 36-139.7 through 36-139.30 to said Code—(Neighborhood Devel-

opment Area No. 4 Physical Development Plan), reports as follows:

That said ordinance be passed.

Signed:

SIDNEY P. WORTHINGTON,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Physical
Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

DATE: October 23, 1980

TO: Council President Louis Adado,
Mayor Gerald Graves &
City Clerk Theo Fulton

FROM: Edward J. Piloske,
Principal Internal Auditor

SUBJECT: Interim Monitoring Audit of
Housing Assistance Foundation's CETA
Contract.

In accordance with Section 3-402.3 of the City Charter, the Office of Internal Audit submits the following Interim Monitoring Audit report of the Housing Assistance Foundation's FY 1979-80 CETA Title II contract subgranted by the City of Lansing.

This is a qualified audit opinion which will require certain administrative actions of the agency and the City's Manpower Office to clear audit exceptions. Internal Audit will issue a follow-up report at a later date on the final status of the contract.

Received and placed on file.

October 7, 1980

Mayor Gerald W. Graves,

Council President Louis Adado
and City Council Members

Re: F&S Development Company
EDC Project

Dear Mayor Graves and
City Council Members:

We are forwarding to you a Resolution of Inducement, Designation of Project Area and Designation of Bond Counsel approved by the Economic Development Corporation

of action taken by its Board on October 1, 1980, for the F&S Development Company. Therefore, it will be necessary for you to appoint two (2) Temporary Trustees to this project.

The applicant proposes to acquire a project consisting of an office building and certain land described as Parcels No. 5C1 and No. 5B1, Lansing Urban Renewal Project One, Michigan R87 and are asking for \$4,830,000 in EDC bonds.

The Economic Development Corporation is in the process of developing a Project Plan to be presented to you at a future date.

In your deliberation to designate a Project Area, we would recommend, as pointed out in our resolution, that you define the Project District Area as one and the same as the Project Area.

Also, inasmuch as there is no residential area to be affected by the Project Plan, we believe that it is not necessary to establish a Project Citizens District Council.

Sincerely yours,

EMERSON B. OHL,
Executive Director.

Referred to Committee on Economic Development.

DATE: 10/20/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Recent Correspondence addressed to Mr. C. Patrick Babcock, Director, Michigan Department of Labor.

Attached please find a copy of my most recent correspondence to the above-mentioned regarding funding for the Lansing Women's Bureau. It is forwarded to you for informational purposes.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

DATE: 10/21/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Update on Problem of Basketball Court on S. Dexter Drive.

The attached correspondence regarding the above-captioned is forwarded for your information.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

DATE: 10/21/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Director of Public Service. Re: Extension of Waiver of Residency Requirement.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

October 21, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

Attached is a copy of the latest communication, date of October 10, from the Michigan Municipal League, same being titled, **FEDERAL REVENUE SHARING BULLETIN**. It is not overly encouraging and I urge each of you to study the communication carefully.

Federal Revenue Sharing has not been re-authorized by the United States Congress, even though the Fiscal Year commenced on October 1. If same is not re-authorized shortly, the City of Lansing will **LOSE APPROXIMATELY 3 MILLION DOLLARS**, annually. This potential loss, coupled with a potential **LOSS of 2.7 MILLION DOLLARS** should the so-called Tisch Amendment* be adopted, will severely cripple our present level of services and municipal employment.

Just what does \$5.7 million mean in services?

If, and let me repeat the word "If", the whole Parks and Recreation General Fund Budget were to be cancelled — including funds for the City Market, all forestry efforts, the 113 municipal park areas and recreational facilities, all athletic programs, all recreational centers, special programs and employees — the City would save only \$4.8 million, still leaving a deficit of almost \$1 million.

Or, if the following had to be eliminated the deficit would still be \$241,382:

Service	Budget
Human Resources Department	\$ 287,552
Lansing Convention Bureau	25,000
Tri-County Regional Planning	30,000
Capital Area Transportation	

Service	Budget
Authority (CATA)	400,000
Tri-County Aging Consortium	39,488
Cristo-Rey Recreation Program	12,000
Capital Area Rail Council	4,500
Impression 5	8,500
Greater Lansing Safety Council	20,000
Community Mental Health Substance Abuse	30,000
Cristo-Rey Mental Health Counseling	20,000
Tri-County Aging Homebound Meals	10,000
Ingham County Health Clinic	43,500
All 5 Day Care Centers	175,000
Child Abuse and Neglect	25,000
Y.W.C.A.	10,000
R.S.V.P.	5,000
New Way In	60,500
Fine Arts Council	10,000
Housing Assistance Fund	60,000
Human Relations Department	182,600
Planning Department	671,729
Law Department	311,180
Central Garage	1,532,480
City Inventory Control System & Central Stores	65,233
Assessments Division	630,160
Accounting Division	389,375
City Treasurer	195,551
Purchasing Division	150,730
Emergency Services	54,540
TOTAL	\$5,459,618

If programs stayed, and lay-offs were determined to be the route to meet the deficit, approximately 300, or 20% of the City's personnel would have to be laid-off. All services — emergency and regular — would be jeopardized as well.

I am not in accord with the difficulties this City will face if **Federal Revenue Sharing** is not approved by the United States Congress, or if the so-called **Tisch Amendment** is approved. I doubt you are in accord. **AND, IF THE TAXPAYERS, WHO RECEIVE SERVICES, FULLY REALIZE THE CUTBACKS THE AFOREMENTION-**

ED COULD CAUSE, I doubt they would be in accord. The final result on Congress not acting and the dull blow of Tisch could be devastating.

In regard to the re-authorization of Federal Revenue Sharing, United States Senators Donald Riegle and Carl Levin have expressed support. U. S. Representative M. Robert Carr has expressed opposition. Therefore, I recommend that you instruct the Council President and the Chairman of the Committee on Ways and Means to set up a meeting with Congressman Carr to plead our case. I will assign the Finance Director and Budget Director to attend same, if you so desire. I remind you that time is of essence.

Sincerely,

GERALD W. GRAVES,
Mayor.

*Tisch Amendment — Proposal D.

Received and placed on file.

October 22, 1980

Honorable Council President Louis F. Adado and Members of Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

I have had an assessment of the proposed Tisch Amendment (Proposal D) prepared per your request. It is apparent that this proposal would have a tremendously adverse effect on local units of government, and most particularly Lansing and surrounding communities.

The City of Lansing would receive approximately \$2.87 million less due to reimbursed revenue losses in monies that currently fund general operations such as police, fire, parks, public services, etc. Mr. Tisch has publicly recommended that local units increase their millage to offset these losses. For the City of Lansing, this would mean an increase of approximately 3.5 mills. There is no way that I am going to recommend or support such an increase.

In addition, the proposed Tisch Amendment will result in a substantial reduction in street maintenance funds from the Gas and Weight Tax. This reduction will most assuredly eliminate funds for projects such as the South Washington Bridge, the Shiawassee Street Bridge and railroad grade separations. It will also significantly reduce funds for street repair and maintenance. These funds will be reduced—there is no reimbursement and no local way to replace them.

The Tisch Amendment presents a serious impediment to the ability of local units of government to provide basic services. It,

especially in conjunction with the still uncertain status of Federal Revenue Sharing, poses a serious threat to our economy and the jobs in our community, as well as, throughout the State.

I have attached the impact assessment prepared by the Budget Director. She will be available at your Committee of the Whole Session on October 23, to answer your questions.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file.

October 23, 1980

Council President Louis F. Adado and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President Adado and Council Members:

The Finance Director has apprised me that he will have completed his analysis of the results of operations for the fiscal year just ended and will prepare an up-dated analysis of our financial position. Preliminary review indicates that cost containment measures were very effective but that revenues dropped off severely in some categories in the last quarter.

I have asked him to have his analysis and report available for presentation to you. I would like to request that the November 20 Committee of the Whole be reserved for this presentation.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file with copy to Committee on Ways and Means.

DATE: 10/23/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Deputy Director of Building Safety and Development. Re: 534 S. Butler — Tax Sale.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

October 22, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

Attached please find a copy of a communication received from Larry Parker, Chairman of Citizens' District Council No. 3, which is self-explanatory.

In accordance with the Bylaws of the CDC, the position of Mario Gonzalez is hereby declared vacant. A replacement will be forwarded to you upon completion of the selection process by the CD staff.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

October 23, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

City Hall

Lansing, Michigan 48933

Dear President Adado:

Subject: North Lansing Facade Restoration — Phase II

This is to advise you that it is my recommendation, based upon the attached report of my Grant Review Committee, that the proposed grant from the Michigan History Division, in the amount of \$76,950 for the restoration of seven (7) privately owned properties and one (1) publicly owned property located in North Lansing, be rejected. The sole reason for this rejection recommendation is the terms and conditions of the grant agreement proposed by the Michigan History Division.

While the report of the Grant Review Committee speaks for itself, and I urge your careful reading and review of that document, I bring to your attention the following salient points:

1. The City Attorney has concluded that sections of the grant agreement "contain terms which are unreasonably favorable to the Michigan Department of State and unreasonably detrimental to the City of Lansing. The content of those sections . . . exposes the City of Lansing to an unreasonable and unlimited risk of liability."
2. The proposed grant amount of \$76,950 is based on estimates prepared in May,

1980. The Michigan History Division has refused to provide any contingency funds. Our experience with the rehabilitation of older structures demands that contingency funds be available.

3. The cost of administering such a grant, with the reporting, record-keeping, and inspection requirements set forth in the proposed grant agreement is unreasonably high when compared to the dollar amount of the grant.

It is disappointing that I am forced to make this rejection recommendation to you. I support the need to assist the owners of historic structures in the restoration of their properties, especially those located in North Lansing. However, the benefits of such a program must be weighed against its risks and costs, and due to the terms of the grant agreement proposed by the Michigan History Division, I see limited benefits at excessive risks and costs.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development and Committee on Public Property and Safety.

October 23, 1980

Council President Louis Adado
and Council Members

Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear President Adado
and Council Members:

My office has been advised by the Grants & Program Coordinator that our application for a Technical Assistance Energy Audit of the City Hall/Police Building has been approved by the U.S. Department of Energy, under Cycle II, Phase II of the Department of Energy's Institutional Buildings Grant Program. The grant provides funds for hiring a consultant to conduct an energy audit of the City Hall/Police Building. The audit will explore all possible energy conservation measures which would result in a more energy efficient facility.

The total amount of the grant is \$19,000. The application requires a 50% federal share and a 50% city share. The match requirement will be satisfied with an in-kind contribution of \$577.61 and a cash match from the Grant Match — General City Account of \$8,922.39 for a total of \$9,500.

The grant is part of our on-going commitment to energy conservation in public

buildings. The application provides the foundation for possible future grant applications which will assist the City in implementing the recommendations set forth in the Technical Assistance Energy Audit.

Attached is a resolution for your approval accepting the grant. Thank you.

Sincerely,

GERALD W. GRAVES,
Mayor, City of Lansing.

Received and placed on file.

October 23, 1980

Council President Louis Adado
and Council Members

Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear President Adado
and Council Members:

The Brenke River Sculpture/Fish Ladder is jointly funded project by the Michigan Department of Natural Resources and the City of Lansing. The Department of Natural Resources is to fund and construct the fish ladder, and the City is to fund and construct adjacent viewing facilities, commonly called the sculpture portion. The cost estimate for the project was developed May 21, 1979 by O'Boyle, Cowell, Rohrer & Associates, Inc., estimating a project cost of \$486,000. The City of Lansing and the State of Michigan entered into a written agreement on December 26, 1979, whereby the State agreed to provide \$292,000, less \$5,000 for state engineering services and the City agreed to provide \$194,000 for funding the design and construction of the William A. Brenke River Sculpture/Fish Ladder.

The Department of Natural Resources, after entering into the agreement required a number of engineering changes to ensure proper operation of the ladder, which were not part of the original scope of services. The significance is the changes were not budgeted for in the overall project cost estimate. This along with delays in the review process and unforeseen economic conditions have resulted in a budget increase of \$119,000.

City staff has been able to demonstrate to the State that all of the \$119,000 overage is attributable directly to the State portion of the construction, rather than the City portion. The Department of Natural Resources, on October 20, 1980 advised that additional funding in the amount of \$119,000 has been transferred to the North Lansing Dam project, which authorizes and permits the City to proceed with the award of the bid for construction of the fish ladder.

This necessitates an amendment to our original agreement which increases the

State share to \$406,000 (\$292,000, less \$5,000 for state engineering services, as appropriated by Public Act 475 of 1978, plus \$119,000 from sources determined by the Department of Natural Resources). The City share remains the same \$194,000. The project is expected to be under construction by early next Spring, hopefully, for completion by the beginning of September.

Sincerely,

GERALD W. GRAVES,
Mayor, City of Lansing.

Received and placed on file.

DATE: 10/23/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Department. Re: Z-80-80 — 3024 Turner St.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 10/24/80

FROM: Gerald W. Graves, Mayor

TO: City Council President and Members

SUBJECT: Z-26-80 — Westwood Street.

The attached correspondence is forwarded for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 10/23/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Department. Re: ACT-31-80 — Street Vacation (south end of Pattengill St. between 1425 and 1507 Victor Street).

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 10/23/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Department. Re: P-15-80 — Midwood Meadow Tentative Preliminary Plat.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 10/23/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Dept. Re: Acquisition and Demolition — 1526 New York and 1520 N. High.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 10/23/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Dept. Re: EDC-14-80 — LWC Building Renovation Project.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 10/23/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group. Re: Capitol Senior (Capitol Commons) Limited

Dividend Housing Association Request for Tax-exempt Status.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 10/23/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group. Re: Capitol Park Limited Dividend Housing Association Request for Tax-exempt Status.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 10/23/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Administrative Review Committee. Re: Exchange of Land — City of Lansing & Maoma L. Reed — 1203 W. Hillsdale. Sale of Vacant Lot— Park of 1214 W. Lenawee (NDA No. 1).

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 10/23/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Department. Re: NDA 1 Phasedown — rehabilitation and public improvements program.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 10/24/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning, Public Service and Traffic Departments. Re: Aurelius Road Study (Mt. Hope to Jolly Rd.).

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development and Committee on Public Property and Safety.

RESOLUTIONS

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, Dr. Clinton Canady, Jr., has served on the Lansing Fire Board since its inception as a separate entity from the Police Board in 1967; and

Whereas, the first official meeting of this body was held in Mayor Murningham's office on June 29th, 1967; and

Whereas, Dr. Canady became chairman of the Finance Committee in July of 1967 and served on the Planning Committee concurrently; and

Whereas, he was appointed to the Personnel Committee on March 6th, 1969, and became chairman in 1973 and has served in that capacity continuously through last month when he resigned his position to afford his son, Clinton Canady III an opportunity to serve on another City Board; and

Whereas, throughout his years of dedicated service on the Fire Board he worked for the furtherance of the ideals of affirmative action and cooperated fully with the Human Relations Department of the City to achieve significant goals in this area;

Now, Therefore, Be It Resolved, the City Council of the City of Lansing on behalf of the citizens of Lansing hereby expresses its deep gratitude and appreciation to Dr. Clinton Canady, Jr., for 13 years of exemplary service to our community.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

Act-11-79

2114 North Grand River Avenue
Raymond Street Excess City Land

Whereas the City of Lansing does now hold title to land legally described as:

Commencing north 1°42'30" east 338 feet from the southwest corner of Lot 39, Assessor's Plat No. 57 to point of beginning; thence south 88°17'30" east 180.77 feet to east line of Lot 39; thence north 1°38'55" east 555 feet, more or less, to the northeast corner of Lot 39, thence north 52°00'30" west 223.35 feet; thence south 1°42'30" west 680.31 feet to point of beginning, being part of Lot 39, Assessor's Plat No. 57 as recorded in Liber 29 of Plat pages 41, 42, 43 and 44, Ingham County records, City of Lansing.

More commonly known as that property fronting on the east side of the 200 block of Raymond Street north of Grand River Avenue and behind Fire Station No. 2; and

Whereas the City of Lansing Planning Department has conducted an Act 285 review requesting information from various City departments as to possible interest in said property with a negative response; and

Whereas the Planning Board has reviewed the staff recommendation to dispose of said property by placing it on the open market for sale to the highest bidder, and concurs therewith; and

Whereas Hamco Corporation has expressed an interest in a portion of the aforementioned property, legally described as:

Commencing north 1°42'30" east 338 feet from the southwest corner of Lot 39, Assessor's Plat No. 57 to point of beginning; thence south 88°17'30" east 180.77 feet to the east line of Lot 39; thence north 1°38'55" east 100 feet; thence north 91°42'30" west; thence west; thence south 1°42'30" west 100 feet to point of beginning, being part of Lot 39, Assessor's Plat No. 57 as recorded in Liber 29 of Plat, pages 41, 42, 43 and 44, Ingham County Records, City of Lansing; and

Whereas the balance of the property is zoned industrial and will be marketed as such; and

Whereas there are residential properties to the west of Raymond Street which should be buffered from any adverse impacts of future development;

Now, Therefore, Be It Resolved; (1) that the southerly 100 feet as described above be sold to Hamco Corporation subject to site landscaping, screening and buffering plan review and approval by the Planning Department.

(2) That a deed restriction be placed on that sale to Hamco (southern 100 feet) which requires the owner to landscape and maintain in perpetuity the parcel adjacent to Raymond Drive beginning at a point 195 feet north of the intersection of Raymond

and Grand River Avenue, east 41 feet, north 143 feet, west 41 feet, south 143 feet to the point of beginning.

(3) The balance of the property to be sold in the future shall be permitted access only from Spike Avenue.

(4) A condition of sale for the balance of the property shall be that a buffer of forty (40) feet, or some reasonable distance, shall be established and maintained along Raymond Drive by the purchaser to screen the residences along the west side of Raymond Drive. This buffering setback would be negotiated at the time of sale between the purchaser and the Planning Department; and be made part of the Sales Agreement. Said buffering setback may be more than required by the Landscaping, Screening and Buffering Ordinance; and

Be It Further Resolved that all easements and access for public utilities be provided as may be necessary for the installation, reinstallation, maintenance, repair or removal of utilities; and

Be It Finally Resolved that a line survey and title insurance will be completed by the seller prior to sale as requested by the Hamco Corporation.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

P-7-79

Provincial House No. 4
Final Plat

Whereas the final plat of Provincial House Subdivision No. 4 has been submitted for approval; and

Whereas the Planning Board has reviewed the final plat of Provincial House Subdivision No. 4 and found it to be in substantial conformance with the preliminary plat and recommended approval subject to conditions; and

Whereas the Physical Development Committee of City Council reviewed the report of the Planning Board and concurred therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the final plat of Provincial House Subdivision No. 4 be approved subject to the following conditions:

(1) That a Deed or Abstract of Title, accompanied by an attorney's opinion as to the marketability of the land, or a Certificate of Title Insurance be submitted to the City Clerk prior to the filing of the plat and the affixing of the Municipal Seal.

(2) That final security be posted in the amount specified by the Public Service Department and the Department of Parks and Recreation.

(3) That final clearance from the Board of Water and Light for the development be obtained.

(4) That easements be recorded and shown on the face of the plat as required by all private utilities.

(5) That a pedestrian access easement be clearly marked on the final plat between Lots 78 and 79.

(6) That all other requirements be met as stated by the responding agencies at the time of the preliminary and final plat approvals.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

P-5-79

Otto Park—Final Plat

Whereas the final plat of Otto Park Subdivision has been submitted for approval; and

Whereas the Planning Board has reviewed the final plat of Otto Park Subdivision and found it to be in substantial conformance with the preliminary plat, and recommended approval subject to conditions; and

Whereas the Physical Development Committee of City Council has reviewed the report of the Planning Board and does concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the final plat of Otto Park Subdivision be approved subject to the following conditions:

(1) That a Deed or Abstract of Title, accompanied by an attorney's opinion as to the marketability of the land, or a Certificate of Title Insurance be submitted to the City Clerk prior to the filing of the plat and the affixing of the Municipal Seal.

(2) That final security be posted in the amount specified by the Public Service Department and the Department of Parks and Recreation.

(3) That final clearance from the Board of Water and Light for the development be obtained.

- 4) That easements be recorded and shown on the face of that plat as required by all private utilities.
- 5) That the requirements of all reporting agencies at both Preliminary and Final Plat levels be complied with.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

That the appointment of Mrs. Ethel Williams to Citizens' District Council for East-side Area NDA No. 2 for a term to expire on May 5, 1981, is hereby approved and confirmed.

Adoptd by the following vote:

Unanimously.

By PHYSICAL DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

RESOLUTION OF FINDINGS OF FACTS AND DETERMINATIONS

Whereas, the City of Lansing is interested in undertaking redevelopment and housing rehabilitation projects for the rehabilitation of blighted areas in cooperation with the Federal government for financial assistance all pursuant to Michigan Act 344 of the Public Acts of 1945, as amended, for a district generally described as:

Citizens' District Area No. 4

Commencing on the northeast corner of Lot 1, McKibbins Addition, thence west to the east riverbank, cross river, south along the west riverbank to a point 22 feet west of the west line Lot 19 extended Johnson's Addition, south to intersection west right-of-way Woodlawn Avenue and north line Lot 19, Park Place Addition, west 184.5 feet, south 24.75 feet, west 99 feet, south to the centerline Moores River Drive, west along that line to intersection Moores River Drive and Sparrow Avenue, west to point north on northwest corner Lot 1, Block 10, Park Place Addition, south to the northwest corner Lot 1, Block 10, Park Place Addition, south on that line to the north line Lot 2, Block 10, west to the west line Section 11, south on that line 134 feet, east 100 feet, south 108 feet southwesterly to the northwest corner of Lot 1, Block 11, Park Place Addition, south 102 feet, west 76 feet to the west line Section 21, south 88 feet, east 40 feet, south 132 feet, southeasterly to point 53.8 feet east of west corner of Lot 1, Block 24, Park

Place Addition, south 132 feet, west 53.8 feet to the west line Section 21, south along that line 357 feet, east 40 feet, south 77 feet to the southwest corner Lot 8, Block 24, south to centerline of Washington Avenue, north to point of intersection with north line of Lot 1, McKibbin's Addition extended, west to beginning.

Whereas, the City of Lansing has, pursuant to Act 344, prepared and adopted a Master Plan which is sufficiently advanced as to indicate areas in need of rehabilitation and also has addressed consideration of the District Area surrounding the below-described Development Area; and

Whereas, the City of Lansing has also prepared a Physical Development Plan and a plan for relocating families and individuals who are to be displaced by development of said area. Further, the City of

Lansing, acting by and through its Planning Department, has consulted with the Citizens' District Council for Neighborhood Development Area No. 4 within which the below-described area is located; and

Whereas, the City of Lansing, on Monday, October 20, 1980, conducted a public hearing pursuant to Michigan Act 344 of the Public Acts of 1945, as amended, concerning:

- I. Whether said proposed project area is in fact blighted.
- II. Whether there is a feasible method or plan for relocating families and individuals to be displaced by the development of said project area.
- III. The adoption of the proposed Physical Development Plan for said area.

And Whereas, at the public hearing, persons had the opportunity to speak in support and in opposition to the proposed development project; and evidence in support of the determination of blight, the relocation method, and the development plan, as may be amended were introduced; and said testimony, evidence, method, and plan have been reviewed by the legislative body for the City of Lansing, the City Council.

Now, Therefore, Be It Resolved that the City Council makes the following findings of facts and determinations:

- I. The prerequisite plans, statements, and actions for undertaking redevelopment projects under Michigan Act 344 of the Public Acts of 1945, as amended, have been properly prepared and adopted by the local legislative body.
- II. That the project area, generally described as:

Neighborhood Development Area No. 4

Commencing on the northeast corner of Lot 1, McKibbins Addition,

thence west to the east riverbank, cross river, south along the west riverbank to a point 22 feet west of the west line Lot 19 extended Johnson's Addition, south to the Northeast corner Lot 19, Park Place Addition, southerly to the centerline Moores River Drive, west to point north of northwest corner Lot 1, Block 5, Park Place Addition, south 145.75 feet, west 44 feet, south 44 feet, west 22 feet, south 104.5 feet, east 48 feet, south 68.75 feet, east 18 feet, south to northwest corner of Lot 1, Block 14, Park Place Addition, south 112.75 feet, west 44 feet, south 60.5 feet, east 44 feet, south to northwest corner of Lot 1, Block 21, Park Place Addition, south to north line platted alley, west to point north of northeast corner of Lot 6 extended south to southeast corner of Lot 10, east 60.5 feet, south to north line of West Mt. Hope Avenue, east to the intersection of the north line Con Rail Railroad right-of-way, northeasterly on right-of-way to the intersection of west right-of-way of Washington Avenue, north on the centerline of Washington Avenue, north to point of intersection with north line of Lot 1, McKibbins Addition extended, west to beginning. All being in the City of Lansing, Town 4 North, Range 2 West, Ingham County, Michigan, and all plats named are recorded in Ingham County records, is blighted as evidenced by the presence of the following physical and environmental factors and deficiencies:

- A. The physical conditions of residential structures in Neighborhood Development Area No. 4 were derived from an exterior housing condition survey conducted by the Planning Department during 1978. The survey noted the condition of primary elements (foundation, wall structure, roof structure), and secondary elements (doors and frames, windows and frames, exterior wall surfaces, roof surface, porch and steps, gutters and downspouts). It also noted any undesirable environmental conditions (trash, debris, junk, substandard accessory buildings, front yard parking, etc.). This information was evaluated by the Planning Department staff to determine the physical quality of the housing stock and the environmental conditions of the area. All of the residential structures and parcels were evaluated and analyzed to determine the type of activities needed to correct code violations and to improve conditions in Neighborhood Development Area No. 4.
- B. In addition, housing inspectors conducted a detailed inspection of thirty-six (36) residential structures and identified structural code violations, mechanical code

violations, electrical code violations, environmental infractions, exterior appearance deficiencies, insulation inadequacies, and the estimated cost of correcting or improving these conditions.

- III. The City Council further finds that the proposed Physical Development Plan, as may be amended, for NDA No. 4 will, through demolition, clearance, resale, or replatting, protect the health, safety, morals, and general welfare of the municipality; preserve existing values of other property within such area; and improve the character of the project area and the entire community by:
 - A. Providing, through public and private efforts, improved housing conditions that are decent, safe, and sanitary, as well as desirable for rehabilitation, thereby encouraging investment and maintenance by homeowners.
 - B. Providing public facilities, including open space where necessary.
 - C. Improving existing utilities and services and offering additional public improvements as needed for the residents of the developed area.
 - D. Rehabilitating those residential structures which are economically feasible to repair and improving the environment within the area by replatting, rezoning, enforcing zoning codes, and closing streets in the area where necessary.
 - E. Encouraging permanent residency in the area through the improvement of amenities and accommodations for family living.
 - F. Developing a convenient, efficient, and safe circulation system for pedestrians, automobiles, and buses, separating pedestrian and motorized vehicles wherever possible.
 - G. Improving the tax base of the area by encouraging private investment on the broadest possible basis.
 - H. Eliminating substandard housing with particular emphasis on the elimination of overcrowding and unsuitable uses which promoted blight in the area.
 - I. Encouraging active community participation throughout the renewal process.
- IV. The development plan, as may be amended, designates the location and extent of all streets and other public facilities within the area. The plan designates the location, character, and extent of the categories of public and private land uses proposed within the area, such as residential,

recreational, commercial, and open space. It includes a feasible method and plan for the relocation of households who will be displaced from the area into decent, safe, and sanitary accommodations and without undue hardship to such families. The plan further designates the location of watermain and other public utilities; the character and estimated cost of the improvements contemplated for the area, such as opening, vacating, or closing streets and walkways; the paving of streets; and other appropriate public improvements.

- V. The plan, as may be amended, further includes estimates of the number of persons residing in the development area and the number of families and individuals to be displaced, estimates of their incomes, racial composition, and a description of the housing supply in the area, including the number of private and public units in existence.
- VI. The City Council further finds that the Planning Department of the City of Lansing has compiled the requisite statistics and data relating to families and individuals within the project area, racial composition, age, income, present tenancy, and location preferences. Persons within the project area have been interviewed and a survey of available housing in the community has been made. The plan for relocation of families and individuals, included within the development plan, appears to be adequate for the relocation of the estimated nineteen households within the project area that need to be relocated. Set plan further contains the data, statistics and estimates required by Michigan Act 344 of the Public Acts of 1945, as amended. The plan for relocation of displaced families and individuals demonstrates that standard housing units are and/or will be available to the displaced families and individuals at rents and prices within their financial means, and reasonably convenient locations, and no less desirable with respect to utilities and facilities.
- VII. It is further found and recommended that the relocation office of the Redevelopment Division of the Building Safety and Development Department be designated the local agency to provide information concerning private and public housing available to displaced families and individuals and to advise and assist in their relocation.
- VIII. The City Council finds that the plans, statements, and actions made by the City of Lansing with regard to rehabilitating the above described area shall not have the effect of promoting or perpetuating racial segregation in housing.

Therefore, It Is Hereby Found and Determined:

- I. That the above described area is a blighted area.
- II. That there is a feasible method for relocating families and individuals who will be displaced from the area.
- III. That the development plan, as may be amended, is sufficient for the rehabilitation of a blighted area and is in compliance with Michigan Act 344 of the Public Acts of 1945, as amended.

The findings and determinations herein above made are based upon the Master Plan of the City of Lansing; the proposed Physical Development Plan, as may be amended, for the area described; the evidence introduced at the Public Hearing held on Monday, October 20, 1980; and the testimony received at this hearing.

The exhibit presented at this public hearing included:

Public Hearing, October 20, 1980:

Is a certified copy of an excerpt from Citizens' District Council No. 4's Minutes of September 9, 1980, in which the members tentatively approved the proposals in the Physical Development Plan.

Exhibit No. 2 is a certified copy of an excerpt of the Planning Board's Minutes of September 23, 1980, in which the members approved the proposals in the Physical Development Plan.

Exhibit No. 3 is a certified copy of a letter from the Mayor, dated September 25, 1980 to the City Council indicating his concurrence with the Plan's proposals and transmitting the Planning Board's letter of approval. The Planning Board's letter is dated September 25, 1980.

Exhibit No. 4 is a copy of the Resolution of City Council, passed on September 15, 1980 setting October 20, 1980, as the date for a public hearing on the Physical Development Plan for NDA No. 4 and the ordinance to adopt this plan.

Exhibit No. 5 is a certified copy of the notice of public hearing that was published in the Lansing State Journal on September 21, 1980.

Exhibit No. 6 is an affidavit affirming that notice of the public hearing was mailed to residents and property owners in the district and development area NDA No. 4 on September 25, 1980.

Exhibit No. 7 is an affidavit affirming that notice of public hearing was distributed door-to-door to residents in the district and development areas of NDA No. 4 on September 30, October 1, and October 2, 1980.

Exhibit No. 8 is a statement, to be inserted in the Development Plan which says

that this plan is consistent with the City Master Plan and that a copy of the City Master Plan is on file with the City Clerk.

Exhibit No. 9 is a statement, to be inserted in the Development Plan which describes the City's program for relocating residents displaced by public action as well as a description of the housing stock to which these people will be relocated.

Exhibit No. 10 is a copy of the Physical Development Plan for Neighborhood Development Area No. 4 which has been on file with the City Clerk and available in the Planning Department since September 22, 1980. This plan includes the following:

- a description of the NDA 4 boundaries and the Citizens' District Council No. 4 boundaries;
- maps showing the existing and future land uses in NDA No. 4;
- maps showing the existing and future zoning for NDA No. 4;
- maps showing where street resurfacing and other public improvements will occur in NDA No. 4;
- maps showing existing and proposed traffic circulation patterns in NDA No. 4;
- a description of the acquisition program for NDA No. 4;
- and a description of the residential rehabilitation program for NDA No. 4. This includes proposals for "Housing Improvement Guidelines" and a "Financial Services Program" that would help owners of residential properties make repairs and improvements.

Adopted by the following vote:

Unanimously.

ZONING

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-31-80 — 113-115 Mill St. (North of Michigan Avenue),

be re-zoned from "A" One Family Residence District to "G" Wholesale District and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections

they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 17th day of November, 1980, at 7:00 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

Whereas, in accord with the provisions of Act 28, Public Act 1977, of the State of Michigan, the Michigan Department of Social Services has notified the City of Lansing of its intent to license an adult foster care family home upon the premises known as 1018 Clear Street; and

Whereas, it is deemed desirable that the Council of the City of Lansing make a recommendation to the Department of Social Services,

Now, Therefore, Be It Resolved that a public hearing shall be conducted on Monday, November 17, 1980, at 7:00 p.m. in Council Chambers, on the Tenth (10th) Floor of City Hall, Lansing, Michigan, where all persons with an interest in this matter may attend and speak.

Adopted by the following vote:

Unanimously.

By COMMITTEES ON PHYSICAL DEVELOPMENT AND PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

SUP-13-80

Sparrow Hospital Parking

Whereas, pursuant to Section 24-42(2) of the Lansing Zoning Ordinance, a request was made by Sparrow Hospital for a Special Use Permit to allow parking on an 11.5 acres parcel of land lying south of Orchard Street, east of Pennsylvania Avenue, and north of the Eastern/Pattengill school complex; more particularly described as:

That part of the north $\frac{1}{2}$ of Section 15, T4N, R2W, City of Lansing, County of Ingham, Michigan, commencing at the north $\frac{1}{4}$ corner of said Section 15; thence running south $01^{\circ}00'35''$ west 40.0 feet to the south right-of-way line of Saginaw Street; thence along said right-of-way line north $88^{\circ}31'40''$ west

335.76 feet; thence along the east line of Jones and Porter's Addition to the City of Lansing as recorded in Liber 2 of Plats on page 20, and the east line of Fairview Subdivision, as recorded in Liber 3 of Plats on page 46, Ingham County records, south 01°52'30" west 395.80 feet to the point of beginning; thence south 88°32'10" east 99.53 feet; thence south 01°52' west 432.91 feet; thence north 88°08' west 230.0 feet; thence south 01°52' west 60.0 feet; thence north 88°08' west 810.0 feet to the east right-of-way line of Pennsylvania Avenue; thence along said right-of-way line north 01°52' east 485.60 feet to the south right-of-way line of Orchard Street; thence along said right-of-way line south 88°32'10" east 940.50 feet to the point of beginning, subject to any right-of-way or easements of record, containing 11.36 acres more or less; and

Whereas the Planning Board, at their September 23, 1980, meeting recommended that the petition be denied as filed; and further that the special permit be approved for the south 2/3 of the subject property, and that the south 2/3 of the property be utilized for automobile parking only (no staging area for construction equipment and/or material) and that the area be utilized for off street parking during current plans for hospital construction subject to conditions; and

Whereas the Physical Development Committee of City Council has reviewed the report of the Planning Board subject to the conditions outlined therein and added two conditions;

Now, Therefore, Be It Resolved that the Council of the City of Lansing hereby grants special use permit number 13 of 1980 to allow the temporary use of the south portion of the above described property for automobile parking, subject to the following conditions:

- 1) Landscaping, screening and buffering shall be installed in accord with a plan approved by the Planning Department. This Plan shall address the following concerns: (a) preservation of existing trees; (b) appropriate fencing and lighting and substantial buffer from existing residential areas and a pedestrian walkway from Orchard Street to the Eastern High School complex; (c) and maintenance, including litter pick-up of bermed areas adjacent to the parking lot.
- 2) A gravel surface shall be used and maintained in a dust free manner.
- 3) An on site storm water retention system shall be constructed as required by the Public Service Department.
- 4) Ingress and egress to the parking shall be limited to the existing access drive to the south of the site.
- 5) The Temporary use of the property for

parking be ceased by April 1, 1984, and the property be reverted back to its present state by the Hospital by November 1, 1984.

- 6) That a final site plan be submitted to and approved by the Planning Department prior to development of the site indicating the same amount of parking (448 spaces) as shown on the latest plan submitted by Sparrow Hospital Association.
- 7) That the State of Michigan be notified of this action; and

Be It Further Resolved that the City Clerk be, and she is hereby, directed to notify the petitioner of this action.

Adopted by the following vote:

Unanimously.

By COUNCILMAN BLAIR—

That this resolution be substituted for the resolution that was placed on the agenda.

Carried.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the R. E. Olds Museum Association, Inc., has filed a letter exercising its option under paragraph two (2) of its lease with the City for the CATA Building property to include the "South Building" in said lease; and

Whereas, said Association has requested that the waiting period provided for in said paragraph be waived by the City; and

Whereas, it is desirable to amend said lease with respect to the fuel pumps and tanks on said property:

Now, Therefore, It is Hereby Resolved by the City Council of the City of Lansing that the notice and waiting period to extend the lease to include the "South Building" provided for in paragraph two (2) of said lease may be waived by the City of Lansing so that the exercise by said Association of its above-described option may be given immediate effect; and

Be It Further Resolved, that the Mayor and City Clerk are hereby authorized to execute an amendment to said lease on behalf of the City adding a new paragraph thereto to read substantially as follows:

"2a. The Lessor hereby excepts and reserves the above-described fuel pumps and underground fuel tanks from this Lease, together with the right of ingress to them and egress from them across the leased property by a route mutually

agreeable to Lessor and Lessee for the sole purposes of (a) safe, secure and lawful emergency bulk fuel storage in said tanks, which shall not at any time include the use of said pumps or tanks as or for any kind of filling station operation on the leased property, and (b) maintenance and repair of said pumps and tanks for the above purpose."

and that the execution of such an amendment on behalf of the R. E. Olds Museum Association shall be required in consideration of and as a condition to the City's Waiver of the notice and waiting period provisions of paragraph two (2) of the above-mentioned lease.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, on September 11, 1980, officials at Sparrow Hospital requested City permission to remove the curb extension on East Michigan Avenue, near the hospital, due to traffic congestion at the entrance to their visitors' parking lot; and

Whereas, the City Attorney's office has reported there are no restrictions to the granting of this request;

Now, Therefore, Be It Resolved the Lansing City Council hereby approves the removal of the curb extension of the north side of East Michigan Avenue, near Sparrow Hospital and authorizes the Mayor to have this completed in the most expeditious manner possible, with costs of the removal and restoration of curbing to the original site to be paid by Sparrow Hospital.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing has been informed that certain monies are available through the U.S. Department of Energy's Cycle II, Phase II Institutional Buildings Grant Program; and,

Whereas, an application was submitted to the U.S. Department of Energy for a Technical Assistance Energy Audit of the City Hall/Police Building and notice of approval of that application has been received; and,

Whereas, the total amount of the grant will be \$19,000 with the federal share being \$9,500 and the City share being \$9,500; and,

Whereas, monies available for the matching requirement are currently in the Grant Match—General City Account No. 101-936-941-965; and,

Now Therefore Be It Resolved, that the Controller is authorized to set the necessary account as it pertains to the execution of the Technical Assistance Energy Audit of the City Hall/Police Building; and

Be It Finally Resolved, that the Lansing City Council accepts the grant.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, Proposal "D" on the November 4th Ballot is the Tisch Amendment to the State Constitution; and

Whereas, independent and state government analysis of the Tisch Amendment has shown a variety of ways in which Michigan will be adversely affected by the Amendment's passage; and

Whereas, local analysis has shown that the most devastating effects of the Tisch Amendment will be felt in the Greater Lansing Area, the economy of which depends heavily on employment provided by the State Government and Michigan State University; and

Whereas, coupled with an already sagging market in the American automobile industry, the third leg of Lansing's economic base, the "ripple effect" would soon erode the economic health of the entire area; and

Whereas, the local job market could not absorb the numbers of professional, technical and clerical workers losing their State and Michigan State University positions, and these families would be forced to leave Lansing to seek comparable employment elsewhere, thereby creating a surplus of housing which would diminish property values further, leaving an additional tax burden for those who remain; and

Whereas, losses in property and income tax revenues for the City would approach 3 million dollars, state revenues for street maintenance would be cut 18% and all user fee programs (recreation) would be discontinued; and

Whereas, after program cutbacks and lay-offs in the area of non-essential and discretionary services, the last resort lay-offs of police, fire and sanitation personnel would ensue;

Now, Therefore, Be It Resolved the Lansing City Council hereby expresses its strong opposition to Proposal "D" on the

November 4th ballot due to the economic hardship it would inflict on Michigan's Capital City; and

Be It Further Resolved the voters of the City of Lansing would serve their own best interests by voting "NO" on the Tisch Amendment.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington—8.

Nays: None.

PUBLIC IMPROVEMENT IV

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

That the special assessment roll for sanitary sewer:

Assessment Roll No. 281

PS 54086 San.

Property Benefited: All lands fronting on Fauna Avenue from Viking Street west 160 ft. to serve Parcel G excepting all public streets and alleys and other lands deemed not benefited.

Assessment Roll No. 281

PS 15050 San.

Property Benefited: All lands fronting on the East side of Logan Street from the existing sewer north to N. Grand River Avenue and the N. side of N. Grand River from Logan St. Ely to serve 2420 N. Grand River Ave. excepting all public streets and all alleys and other lands deemed not benefited.

as returned by the City Assessor (as amended by the City Council upon review as follows) be and the same is hereby ratified and confirmed, and the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to collect said tax on or before the 27th day of January, 1981.

All projects are a part of the Fauna Ave. and Others Sanitary Sewer Contract, PS 54086.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Blair, Brenke, Lindemann, McKane, Worthington—7.

Nay: Councilman Gunther—1.

BY WAYS AND MEANS COMMITTEE—

Resolved by the City Council of the City of Lansing:

That the following transfer be made:

\$ 5,393.00 from General Fund—Estimated Revenue
A/C 101-000-000-160

\$ 5,393.00 to Police—Citizens Contribution
A/C 101-305-000-956

\$ 500.00 from Estimated Revenues
A/C 101-000-000-160

\$ 500.00 to Recreation Administration Wages—Contract
A/C 101-725-500-707

\$72,000.00 from Utilities—Sewage Disposal System
A/C 590-536-000-920

\$72,000.00 to Miscellaneous & Operating Expense—Sewage Disposal System
A/C 590-536-000-741

I hereby certify that this is a properly drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Approved:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
TERRY J. MCKANE,
Ways and Means Committee.

Adopted by the following vote:

Unanimously.

ORDINANCES

By COUNCILMAN WORTHINGTON—

The Committee reported that it had considered an ordinance providing, that the Code of Ordinances, City of Lansing, Michigan, be amended by adding a new Article XIVB containing Sections to be numbered 36-139.7 through 36-139.80 to said code (Neighborhood Development Area No. 4 Physical Development Plan), and recommended that the ordinance be passed.

Carried.

ORDINANCE NO. 582

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by adding a

new Article XIVB containing Sections to be numbered 36-139.7 through 36-139.30 to said Code (Neighborhood Development Area No. 4 Physical Development Plan), be placed on order of immediate passage.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan be amended by adding a new Article XIVB containing sections to be numbered 36-139.7 through 36-139.30 to said Code (Neighborhood Development Area No. 4 Physical Development Plan), be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 582

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT CHAPTER 36 OF THE CODE OF ORDINANCES, CITY OF LANSING, BE AMENDED BY ADDING A NEW ARTICLE XIV B CONTAINING SECTIONS TO BE NUMBERED 36-139.7 THROUGH 36-139.30 TO SAID CODE.

The City of Lansing Ordains:

Section 1: That Chapter 36 of the Code of Ordinances of the City of Lansing, Michigan, be amended by adding a new Article XIV B containing new sections to be numbered 36-139.7 through 36-139.30 inclusive to read as follows:

ARTICLE XIV B. DEVELOPMENT PLAN, AS MAY BE AMENDED, FOR COMMUNITY DEVELOPMENT PROJECT TO BE KNOWN AS NEIGHBORHOOD DEVELOPMENT AREA NO. 4 WITHIN NEIGHBORHOOD DISTRICT AREA NO. 4.

Sec. 36-139.7. Plan established.

Pursuant to Act 344, Public Acts of 1945, as amended, a physical development plan, as may be amended, has been prepared by the Lansing Planning Board and Staff under Sec. _____ of the Code of City Ordinances for the City of Lansing; also pursuant to Act 344, a public hearing was held on October 20, 1980 prior to: a determination that the development area, hereinafter described, is a blighted area; a determination that there is a feasible method for relocating families and individuals who will be displaced from the area; and the adoption of a physical development plan for said development area. Also, pursuant to Act 344, the Lansing City Council, subsequent to the public hearing, made certain findings of fact and determination, more fully set forth by a resolution of the City Council dated October 27, 1980, that:

- (1) The requisite plans, statements, and actions for undertaking redevelopment

ment projects under Act 344, Public Acts of 1945, as amended, have been prepared and adopted by the local legislative body.

- (2) The physical development plan, as may be amended, will protect the health, safety, morals and general welfare of the municipality through rehabilitation, acquisition, demolition, clearance, resale, or replatting; will preserve existing values of other property within the development area; and will improve the character of the development area, the surrounding area, and the entire community.
- (3) The area described herein is blighted.
- (4) There is a feasible method for relocating families and individuals who will be displaced from the area.
- (5) The physical development plan, as may be amended, is sufficient for the rehabilitation of the blighted area and is in compliance with Act 344, Public Acts of 1945, as amended.

Sec. 36-139.8. Area encompassed.

The physical development plan, as may be amended, for Neighborhood Development Area No. 4, hereinafter also called NDA No. 4, encompasses consideration of the neighborhood district area generally described as Citizens' District Council Area No. 4:

Commencing on the northeast corner of Lot 1, McKibbins' Addition, thence west to the east riverbank, cross river, south along the west riverbank to a point 22 feet west of the west line Lot 19 extended Johnson's Addition, south to intersection west right-of-way Woodlawn Avenue and north line Lot 19, Park Place Addition, west 184.5 feet, south 24.75 feet, west 99 feet, south to the centerline Moores River Drive, west along that line to intersection Moores River Drive and Sparrow Avenue, west to point north on northwest corner Lot 1, Block 10, Park Place Addition, south to the northwest corner Lot 1, Block 10, Park Place Addition, south on that line to the north line Lot 2, Block 20, west to the west line Section 11, south on that line 134 feet, east 100 feet, south 108 feet southwesterly to the northwest corner of Lot 1, Block 11, Park Place Addition, south 102 feet, west 76 feet to the west line Section 21, south 88 feet, east 40 feet, south 132 feet, southeasterly to point 53.8 feet east of west corner of Lot 1, Block 24, Park Place Addition, south 132 feet, west 53.8 feet to the west line Section 21, south along that line 357 feet, east 40 feet, south 77 feet to the southwest corner Lot 8, Block 24, south to centerline of Washington Avenue, north to point of intersection with north line of Lot 1, McKibbin's Addition extended, west to beginning.

to such extent, content, and particularity as is necessary to coordinate the develop-

ment area plan, as may be amended, with current and future development in the district area.

Sec. 36-139.9. Plan designation.

The physical development plan, as may be amended, designates, among other things, the location and extent of streets and other public facilities within the development and district areas, the location, character and extent of the category of public and private land uses proposed for and within the areas, such as residential, recreation, open spaces, and others.

The physical development plan, as may be amended, also designates a feasible method and plan for relocation of families who will be displaced from the development area into decent, safe, and sanitary dwelling accommodations and without undue hardship to such families.

The plan, as may be amended, further designates the location, extent, character, and estimated cost of the improvements contemplated for the area, such as widening, opening, vacating, or closing of streets, alleys, and walkways; the location of public utilities, paving of streets, acquisition and construction of green belts, street tree planting, and other appropriate public improvements.

Sec. 36-139.10. Information included in plan.

The physical development plan, as may be amended, further includes estimates of the number of persons residing in the development area and the number of families and individuals to be displaced; a survey of their income and racial composition; a statistical description of the housing supply in the community; including the number of private and public units in existence or under construction, the annual rate of turnover of the various types of housing, and the range of rents and sale prices; an estimate of the total demand for housing in the community; and the estimated capacity of private and public housing available for displaced families and individuals.

Sec. 36-139.11. Plan, as may be amended, for relocation of displaced individuals and designation of local administrative agency.

The physical development plan, as may be amended, further includes a feasible plan for relocation of families and individuals who will be displaced by said development plan. The Redevelopment Division of the Building Safety and Development Department of the City of Lansing is hereby designated as the local administrative agency to provide information concerning private and public housing available to displaced families and individuals and to advise and assist in their relocation.

Sec. 36-139.12. Incorporation of plan, as may be amended.

The physical development plan, as may be amended, for Neighborhood Development

Area No. 4 is attached hereto and made a part hereof and is hereby approved and adopted pursuant to: The Resolution of Findings of Facts and Determinations approved by the Lansing City Council on October 27, 1980, and Public Act 344 of 1945, as amended, and as filed in the office of the Lansing City Clerk.

Sec. 36-139.13. Financial assistance to local units of government authorized under the Housing and Community Development Act of 1974.

Under the provisions of Title I of the Housing and Community Development Act of 1974, as amended, the Secretary of the Department of Housing and Urban Development is authorized to provide financial assistance to local units of government for undertaking and carrying out housing rehabilitation and community development activities.

Sec. 36-139.14. Grant agreement for financial assistance under act executed between the City of Lansing and the United States.

The City of Lansing has entered into a grant agreement for financial assistance under the Housing and Community Development Act of 1974 with the United States of America, acting by and through the Secretary of Housing and Urban Development, pursuant to which federal funds were provided for carrying out this physical development plan, as may be amended.

Sec. 36-139.15. City's application for additional financial assistance under the Act.

The City of Lansing is eligible to receive additional financial assistance under the Housing and Community Development Act of 1974 and proposes to enter into future grant agreements with the Department of Housing and Urban Development for the undertaking of, and making available additional financial assistance for, this housing rehabilitation project.

Sec. 36-139.16. Community Development Neighborhood Development Area No. 4 identified.

It is desirable and in the public interest that the City of Lansing undertake and carry out the housing and community development activities in Neighborhood Development Area No. 4 (herein also called the "development area") identified as:

Commencing on the northeast corner of Lot 1, McKibbins Addition, thence west to the east riverbank, cross river, south along the west riverbank to a point 22 feet west of the west line Lot 19 extended Johnson's Addition, south to the northeast corner Lot 19 Park Place Addition, southerly to the centerline Moores River Drive, west to west to point north of northwest corner Lot 1 Block 5 Park Place Addition, south 145.75 feet, west 44 feet, south 44 feet, west 22 feet, south 104.5 feet, east 48 feet, south 68.75 feet,

east 18 feet, south to northwest corner of Lot 1, Block 14, Park Place Addition, south 112.75 feet, west 44 feet, south 60.5 feet, east 44 feet, south to northwest corner of Lot 1, Block 21, Park Place Addition, south to north line platted alley, west to point north of northeast corner of Lot 6 extended south to southeast corner of Lot 10, east 60.5 feet, south to north line of West Mt. Hope Avenue, east to the intersection of the north line Con Rail Railroad right-of-way, northeasterly on right-of-way to the intersection of west right-of-way of Washington Avenue, north on the centerline of Washington Avenue, north to point of intersection with north line of Lot 1 McKibbins Addition extended, west to beginning. All being in the City of Lansing, Town 4 North, Range 2 West, Ingham County, Michigan, and all plats named are recorded in Ingham County records.

Sec. 36-139.17. Development area studies by city; criteria used; findings.

The City of Lansing, through its Planning Board and staff, has made detailed studies of the location, physical condition of structures, land use, environmental influences, social, cultural and economic conditions of the development area. The City has determined that the area is a blighted area and that it is detrimental and a menace to the safety, health, and welfare of the inhabitants and users thereof, and of the locality at large, because of the blight as evidenced by the presence of physical and environmental factors and deficiencies.

The City of Lansing, through its Building Safety and Development Department, has made physical inspections of 36 structures within the development area and said physical inspections showed 35 of 36 inspected structures, within a total of 280 residential or mixed commercial/residential structures in the development area, to have deficient elements relating to City of Lansing Housing Code.

Major building components were examined to determine their respective condition and quality. One or more deficient building component(s) constitutes a structure with deficiencies.

The City of Lansing has also determined that: there exists a conglomerate and incompatible mixture of land uses such as residential and commercial; and that parking and traffic circulation in the area are additional day-to-day problems to the occupants and the community.

The City Council further finds that the proposed physical development plan, as may be amended, for said development area, through acquisition, demolition, clearance, rehabilitation, resale of residences and resale or transfer of property, will protect the health, safety, morals and general welfare of the municipality; preserve existing values of other property within or adjacent to such development area; and will improve the character of the development, the surrounding district area, and the entire community. The members of this gov-

erning body have been fully appraised by the Planning Board and staff and are aware of these facts and conditions.

Sec. 36-139.18. Physical development plan, as may be amended, prepared.

There has been prepared and referred to the City Council of the City of Lansing (herein also called the governing body) from the Planning Board and its staff or review a physical development plan, as may be amended, also known as the Physical Development Plan for Neighborhood Development Area No. 4 dated September 4, 1980, consisting of pages and five (5) exhibits.

Sec. 36-139.19. Development area to be redeveloped for predominantly residential uses.

The development area which is predominantly residential in character, is to be redeveloped and rehabilitated for predominantly residential uses under the Neighborhood development Area No. 4 plan, as may be amended.

Sec. 36-139.20. Neighborhood Development Area (NDA) No. 4 plan approved by city.

The Neighborhood Development Area plan, as may be amended, also known as the development plan, as may be amended, is hereby approved by the governing body of the City of Lansing, as further evidenced by the copies of said body's duly certified resolution regarding findings of fact and determinations of blight, feasible methods of relocating families and individuals and sufficiency of the development plan, as may be amended, to rehabilitate the blighted area, by the City of Lansing on October 27, 1980 and, also attached hereto.

Sec. 36-139.21. General plan prepared; purpose.

A general plan (master plan) has been prepared by the City and used in the preparation of this development, as may be amended, and as a guide for the general development of the locality as a whole.

Sec. 36-139.22. Report of Lansing Planning Board respecting physical development plan, as may be amended.

The Lansing Planning Board, which is the fully designated and acting official planning body for the locality, has submitted to the governing body its report and recommendations respecting the Neighborhood Development Area No. 4 (development plan), as may be amended, for the development area and has certified that the physical development plan, as may be amended, conforms to the general plan for the locality as a whole, and the governing body has duly considered the report, recommendations, and certifications of the planning body.

Sec. 36-139.23. Changes in street patterns, etc., will be required under development plan, as may be amended.

The NDA No. 4 plan (development plan) as may be amended, for the development area prescribes certain land uses for the development area and will require, among other things, vacating a specified portion of street, the establishment of new street patterns, and other public action.

Sec. 36-139.24. Program prepared for relocation of displaced individuals and families.

The local administrative agency, the Redevelopment Division of the Building Safety and Development Department of the City of Lansing, has prepared and submitted a program for the relocation of individuals and families that may be displaced as a result of carrying out the redevelopment and rehabilitation activities in accordance with the development, as may be amended.

Sec. 36-139.25. Information and data respecting the relocation program submitted.

There have also been presented to the governing body information and data regarding the relocation program which has been prepared by the local administrative agency as a result of studies, surveys, and inspections in the development area and the assembling and analysis of the data and information obtained from such studies, surveys and inspections.

Sec. 36-139.26. Governing body's knowledge and consideration of relocation proposals.

Members of the governing body have general knowledge of the conditions prevailing in the development area and of the availability of proper housing in the locality for the relocation of individuals and families that may be displaced from the development area and, in the light of such knowledge of local housing conditions, have carefully considered and reviewed such proposals for relocation.

Sec. 36-139.27. Official action respecting relocation program and development plan, as may be amended, for the project required.

It is necessary that the governing body take appropriate official action respecting the relocation program for NDA No. 4 in conformity with the grant agreement for financial assistance between the City of Lansing and the United States of America, acting by and through the Secretary of Housing and Urban Development.

Sec. 36-139.28. Provision of financial assistance to property owner for rehabilitation of residences.

The governing body is aware that residents and property owners within the development area may need financial assistance to defray the costs of rehabilitating structures therein. A Community Development Financial Services Program will be available to residents and property owners to improve the condition of the housing

stock of the development area by means of incentive rebates, grants, credit counseling and debt consolidation and refinancing through the Redevelopment Division of the Building Safety & Development Department.

Sec. 36-139.29. Governing body's knowledge of conditions imposed under Act.

The governing body is cognizant of the conditions that are imposed in the undertaking and carrying out of Community Development projects with federal financial assistance under Title I of the Housing and Community Development Act of 1974, including those prohibiting discrimination because of race, color, creed, or national origin.

Sec. 36-139.30. Official action of governing body.

Now, therefore, be it further ordained by the City Council of the City of Lansing:

- (1) That it is hereby found and determined that the development area is a blighted area and qualifies as an eligible development area under Act 344, Public Acts of 1956, as amended.
- (2) That the Neighborhood Development Area No. 4 plan (development plan), as may be amended, for the development area, having been duly reviewed and considered, is hereby approved, and the City Clerk of the City of Lansing and is hereby directed to file said copy of the NDA No. 4 plan (development plan), as may be amended, with the minutes of this meeting.
- (3) That it is hereby found and determined that the objective of this development plan, as may be amended, can be substantially achieved through rehabilitation of most residences in the development area, combined with the acquisition and demolition of seven (7) severely deteriorated residential structures; the acquisition of six (6) and demolition of five (5) structures in very poor physical condition and 1 also on inadequate size lots; and the acquisition and demolition of five (5) structures and four (4) vacant parcels for land assemblage for redevelopment.
- (4) That it is hereby found and determined that the NDA No. 4 plan, as may be amended, for the development area conforms to the general plan of the City of Lansing.
- (5) That it is hereby found and determined that the financial aid provided, and to be provided, pursuant to grant agreements for federal financial assistance from the Department of Housing and Urban Development pertaining to this housing rehabilitation project is necessary to enable the project to be undertaken in accordance with the development plan, as may be amended, for the development area.

- (6) That the redevelopment and rehabilitation of NDA No. 4 for predominantly residential uses is necessary for the proper development of the community as a whole.
- (7) That it is hereby found and determined that the development plan, as may be amended, for the development area will afford the maximum opportunity consistent with the sound needs of the locality as a whole, for the rehabilitation of the area by private property owners through the Financial Services Program administered by the City of Lansing.
- (8) That it is hereby found and determined that the development plan, as may be amended, for NDA No. 4 gives due consideration to the provision of adequate park and recreational areas and facilities, as may be desirable for neighborhood improvement, with special consideration for the health, safety, and welfare of children residing in the general vicinity of the site covered by the area.
- (9) That it is hereby found and determined that the program for the proper relocation of individuals and families displaced in carrying out the development plan, as may be amended, into decent, safe and sanitary dwellings in conformity with the acceptable standards is feasible and can be reasonably and timely effected to permit the property execution and completion of the housing rehabilitation project; and that such dwelling or dwelling units available or to be made available to such displaced individuals and families are at least equal in number to the number of dwellings of the displaced individuals and families in the development area, are available at rents or prices within the financial means of the displaced individuals and families, and are reasonably accessible to their place of employment.
- (10) That, in order to implement and facilitate the effectuation of the development plan, as may be amended, hereby approved, it is found and determined that certain official action must be taken by this body with reference, among other things, to the vacating of public ways, the establishment of new street patterns, the location of public facilities, and other public action and accordingly, this body hereby (a) pledges its cooperation in helping to carry out the development plan, as may be amended; (b) requests the various officials, departments, boards and agencies of the locality having administrative responsibilities in the premises likewise to cooperate to such end and to exercise their respective functions and powers in a manner consistent with the development plan, as may be amended; and (3) stands ready to consider and take appropriate action upon proposals and measures designed to effectuate the development plan, as may be amended.
- (11) That additional financial assistance under the provision of Title I of the Housing and Community Development Act of 1974, as amended, is necessary to enable the land in the development area to be renewed and rehabilitated in accordance with the physical development plan, as may be amended, for Neighborhood Development Area No. 4, and accordingly, the filing by the City of a future application or applications requesting such financial assistance under Title I of the Act is hereby approved.
- (12) That the implementing departments, when dealing with households with limited financial resources and when such structures do not qualify for acquisition, may find it necessary to issue deferred loan amounts which are in excess of the average deferred loan amount for that neighborhood. This form of deferred loan assistance provided to these financially limited households is deemed necessary and proper for the achievement of neighborhood rehabilitation standards for the area.
- (13) That the Building Safety and Development Department's Deputy Director for Redevelopment be authorized to administer the Financial Services Program and all concomitant agreements after approval of the formal agreements by Lansing City Council, and approval as to form by the City Attorney, and certification of the availability of funds by the Director of Finance.
- Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.
- Section 3. This ordinance shall become effective thirty (30) days after adoption unless given immediate effect by the Lansing City Council.
- REMARKS BY MAYOR'S EXECUTIVE ASSISTANT**
- No remarks.
- REMARKS BY THE CITY COUNCIL**
- By COUNCILMEN McKANE-WORTHINGTON—
- Resolved by the City Council of the City of Lansing:
- That the rules of the Council be waived for the purpose of presenting items that are not listed on the agenda.
- Carried.

By COUNCILMAN McKANE—

Resolved by the City Council of the City of Lansing:

That the request of the Spanish Speaking Parents of Lansing, 2010 North Larch Street, Lansing, Michigan, County of Ingham for a bingo license is hereby approved provided all other requirements of the Bingo Division of the Bureau of State Lottery have been satisfied.

And Be It Further Resolved, that for the purpose of the issuance of a bingo license the City of Lansing hereby recognizes the Spanish Speaking Parents of Lansing as a non-profit community organization as of this 27th day of October, 1980.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the 22nd day of September, 1980, this council was petitioned to change the following described property from "E-2" Drive In Shop District to "F" Commercial District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 27th day of October, 1980, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-32-80 — 2720 North East Street,
Parcel Number 3301-03-303-001;

more particularly described as:

Lots 57, 58 and 59, except the east 20 feet, B. L. Bates Jackson Subdivision, City of Lansing, Ingham County, Michigan.

Whereas, pursuant to Act 207, Public Acts of 1921 as amended, the Planning Board, at its meeting of October 7, 1980,

recommended that the request be approved, subject to conditions; and

Whereas the Physical Development Committee of Council, to whom the report of the Planning Board was referred, concurred therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing hereby ordains that the petition to rezone the above described property from an "E-2" Drive In Shop District to an "F" Commercial District be approved; and

Be It Further Resolved that the petitioner shall provide landscape, screening and buffering in accord with the provisions of Article XVI of the Zoning Code and the two (2) curb cuts closest to the intersection of Bates and North East streets be eliminated to improve traffic safety; and

Be It Finally Resolved that the City Clerk be, and she is hereby, directed to notify the petitioner of this action.

Adopted by the following vote:

Unanimously.

Richard Liser, E. Jolly Rd., spoke about conditions of street 300 feet from Pine Tree road going west in very bad condition; has reported same but nothing has been done.

By COUNCILMAN GUNTHER—

That this meeting stand adjourned.

Carried.

Council adjourned at 9:15 P.M.

THEO FULTON,
City Clerk.

Lansing, Michigan

October 27, 1980

F/B

CITY CLERK'S OFFICE

**Room 921, City Hall
Lansing, Michigan 48933**

Address Correction Requested

BULK RATE

**U. S. POSTAGE
PAID**

**Permit No. 1461
Lansing, Michigan**

835

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, November 3, 1980

CITY COUNCIL ROOMS

**Lansing, Michigan
November 3, 1980**

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by President Adado.

Present: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington—8.

Nays: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Mayor Graves.

Pledge of Allegiance was led by Mayor Graves.

PUBLIC HEARING

November 3, 1980, at 7:00 o'clock being the time set as the time for holding a

public hearing on the proposed Project Plan for Ralls Renovation Office Project, 118 West Ottawa Street.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed plan they had the privilege of speaking at this time.

Referred to Committee on Economic Development.

**THE PUBLIC MAY NOW ADDRESS
THE CITY COUNCIL ON NON-
AGENDA ITEMS. YOU MAY SPEAK
ONLY FOR 3 MINUTES ON ANY
ONE ITEM.**

Albert VanDuzer, 2612 Dunlap, spoke on Proposal "D."

Martha Johnson, Safe Drinking Water, spoke on Proposal I.

Wilbert C. Fletke, Dentist, spoke on Proposal I.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

AUCTIONEERS—

Gaylord Schafer, Steven Reeser.

MECHANICAL DEVICE—

Cedarway Lanes.

PUBLIC DRIVER—

James R. Barnes.

Referred to Committee on General Services.

The following claims have been filed:

Dawn Barnum for damage to her vehicle windshield due to city dump truck.

Notice from Civic Center of claim of Mr. Greg Blass for damage to his automobile after hitting a guard rail at Civic Center.

Ronald F. Burch for an inconvenience in connection with traffic ticket.

Referred to Mayor, City Attorney.

Letter from Larry W. Jordan that he would like to purchase a section of land owned by the city on west side of Waverly Road (known as the Miller Road easement).

Referred to Mayor, Committee on Public Property and Safety.

Letter from Lansing School District in regard to Genesee Center.

Referred to Mayor, City Attorney.

Letter from Polaris Associates, Inc., in regard to Trappers Cove Subd.

Referred to Mayor, Planning Board.

Michigan Department of Transportation submits notice of right-of-way excess property.

Referred to Mayor.

Ingham County Treasurer submits application to withhold from sale property on Bell Street.

Referred to Mayor, Committee on Public Property and Safety.

Notice from Liquor Control Commission of an application for a SDM license by Ghulam H. Sumbal for transfer of ownership of 1980 SDM licensed business located at 1220 E. Grand River Avenue from Saveway Food Centers, Inc.

Referred to Mayor, Committee on General Services.

The Salvation Army requests permission to place their Christmas Kettles on the streets in Lansing from November 28, 1980 through December 23, 1980.

Referred to Mayor, Committee on General Services.

Application for Commercial Facilities Exemption Certificate for William R. and Rosemary Ralls—118 W. Ottawa St.

Referred to Mayor, Economic Development Corporation, Committee on Economic Development.

Letter from the Coachlight Estates Action Group in regard to a large storm water retention basin located in their subdivision.

Referred to Mayor.

Department of Commerce—Bureau of the Census submits a 1980 Census Update.

Received and placed on file with copy to Mayor.

Wexford Heights Neighborhood Association submits a copy of their first monthly newsletter known as the WEXFORD WIRE.

Received and placed on file.

Consumers Power Co. submits notice of a public hearing to be held on November 3, 1980.

Received and placed on file.

MAYOR COMMENTS ON ANY ITEM ON THE AGENDA

Mayor spoke relative:

Persons raking leaves into gutter—leaves can be placed in any color bag accompanied

by one orange bag and placed for pick-up by city.

Fire Department—ambulance division letter 2C.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING ITEMS LISTED ON THE AGENDA: COMMUNICATIONS AND PETITIONS, COMMITTEE REPORTS, REPORTS OF CITY OFFICERS AND BOARDS AND RESOLUTIONS. YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

Richard Simmons, 3400 Radford, spoke for Coachlight Estates Action Group in regard to large storm water retention basin.

REPORTS OF COMMITTEES

The COMMITTEE ON GENERAL SERVICES approves the following applications and bonds for licenses:

AUCTIONEERS—

Gaylord Schafer, Steven Reeser.

MECHANICAL DEVICE—

Cedarway Lanes.

PUBLIC DRIVER—

James R. Barnes.

Signed:

WILLIAM A. BRENKE,
TERRY J. McKANE,
LOUIS F. ADADO,
Committee on General
Services.

By COUNCILMAN BRENKE—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred the rezoning petition Z-16-80 for property at 3400 Turner Street from "A" One Family Residential District to "B" One Family Residential District, reports as follows:

That said rezoning be approved.

Signed:

SIDNEY P. WORTHINGTON,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Physical
Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred the rezoning petition Z-25-80 for property at 501 Townsend Street from "D-1" Professional Office District to "D" Apartment District, reports as follows:

That said rezoning be approved.

Signed:

SIDNEY P. WORTHINGTON,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Physical
Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

October 30, 1980

President Louis Adado and

Members of City Council

Re: Redemption of Liability in a Workers Compensation Disability Matter
Entitled Johnnie West v City of
Lansing and Ponchartrain Foods

Dear President Adado and
Members of City Council:

In accordance with Article 4, Chapter 3, Section 4-304.7 of the Lansing City Charter, this office hereby requests your authorization to settle the above captioned matter by redeeming the City's liability for the sum of \$7,500.00.

Pursuant to a petition for hearing under the Workers Compensation Disability Act filed by Johnnie West on 5/15/78, Administrative Law Judge Gerry Richardson determined that Ms West suffered an injury on 4/16/76 when she was struck by the door of a baling machine. The Judge also found that an injury occurred on 4/25/77 in the form of an anxiety neurosis which developed as a result of the 4/16/76 injury. The Judge ordered the City to pay benefits to Ms. West for two closed periods: (1) 10/11/76—10/24/76 and (2) 4/26/77—6/1/77. Due to this latter condition, the

City also voluntarily paid workers compensation benefits to Ms. West from 7/13/78—8/24/78.

Ms. West has now filed a second petition dated 2/15/80 alleging "nervousness and psychological problems due to mental stress and harassment at work and aggravation of shoulder, arm and chest problems." She has joined in this petition Ponchartrain Foods for whom she worked immediately after her termination with the City of Lansing on 9/28/79.

Ms. West was examined by Dr. W. O. Badgley, orthopedic consultant, who in deposition stated that Ms. West symptomatically suggests a thoracic outlet syndrome which he was unable to confirm.

Ms. West was also examined by Dr. R. J. Bielski, psychiatrist, who stated in deposition she had an anxiety neurosis probably precipitated by her work experience in 1976. Dr. Bielski also stated she was disabled for all work except that with minimal pressure.

Ms. West was finally examined by Dr. Greydon Forrer, psychiatrist, who stated in deposition he could find no evidence that Ms. West had any emotional or psychiatric illness that is remotely caused by, aggravated, combined with, accelerated or attributed to by her employment with the City of Lansing.

Under the law of Workers Compensation, however, a claimant is entitled to compensation benefits for emotional injuries if the claimant honestly perceives that her mental condition was caused, aggravated or accelerated by a physical trauma experienced at work. In this case then, if Ms. West were to testify (which it is assured she would) that she believed her trauma and resulting emotional problems which occurred during her work with the City were caused, aggravated or accelerated by this work, she would very likely have been awarded benefits. Indeed, although Ponchartrain Foods may have been partially held liable for a portion of same, her benefits would be:

Differential	\$ 520.00
Accrued Liability	5,652.00
	<hr/> \$ 6,172.00
For each year of disability thereafter	8,164.00
Differential accrued and one year disability	<hr/> \$14,336.00

Each additional year of disability would increase the City's potential liability by \$8,164.00.

In view of the difficulties attendant defense of workers disability compensation matters, especially where psychiatric impairment is alleged and medically documented for a period of time, this office

entered into negotiations with plaintiff's attorney and the attorney representing the co-defendant, Ponchartrain Foods. A tentative agreement was reached to redeem the City of Lansing's liability for the sum of \$7,500.00 which would effectively terminate Ms. West's future rights under the Workers Disability Compensation Act against the City of Lansing for any benefits, medical services, or vocational rehabilitative services whatsoever.

In view of the foregoing, it is the recommendation of this office that the City Council approve the redemption of liability for the sum of \$7,500.00.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BELEN—

That we concur in the recommendation of the City Attorney.

Carried.

DATE: 10/27/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Director, Building Safety and Development Re: Weed Assessment

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

By COUNCILMAN LINDEMANN—

That we concur in the recommendation of the Mayor and said assessments be placed on the assessment rolls.

Carried.

DATE: 10/27/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Director, Building Safety and Development Re: Trash Removal Assessment

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

By COUNCILMAN LINDEMANN—

That we concur in the recommendation of the Mayor and said assessments be placed on the assessment rolls.

Carried.

DATE: 10/28/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Executive Assistant
Re: Fire Department—Ambulance Division

The attached correspondence is forwarded with my concurrence for your review.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

October 30, 1980

Honorable Council President Louis A. Adado and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

I am pleased to report to you that the City's annual fall leaf pick-up program is now well underway and will continue through Friday, December 19, 1980.

Leaves may be packaged in any color plastic bag and set at curbside with at least one orange "City of Lansing" garbage bag. No household refuse may be packed with the leaves, however.

Last year, over 202,000 leaf bags were collected during the spring and fall leaf pick-up programs, about evenly divided between the spring and fall collections. Over two-thirds of Lansing's households now participate in the regular refuse collection to be able to take advantage of the free leaf pick-up program.

In addition, the Public Service Department has announced the following holiday pick-up schedule:

Regular Pick-up Date	Revised Pick-up Date
Tues., Nov. 11, 1980	Tues., Nov. 18, 1980
Thur., Nov. 27, 1980	Thur., Dec. 4, 1980
Fri., Nov. 28, 1980	Fri., Dec. 5, 1980
Thur., Dec. 25, 1980	Tues., Dec. 30, 1980

Fri., Dec. 26, 1980

Tues., Dec. 30, 1980

Wed., Dec. 31, 1980

Thur., Jan. 1, 1981

Fri., Jan. 2, 1981

Wed., Dec. 31, 1980

Tues., Jan. 6, 1981

Wed., Jan. 7, 1981

Thur., Jan. 8, 1981

Fri., Jan. 9, 1981

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file.

DATE: 10/30/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group Re: Michigan State Job Development Authority request for approval of project plan for Olofsson Corporation bond issue.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 10/30/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group Re: Olofsson Corporation application for Industrial Facilities Exemption Certificate

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 10/30/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic

Development Advisory Group Re: Ingham Building Company application for Commercial Facilities Exemption Certificate

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 10/30/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group Re: EDC request for certification of project area, establishment of project district area and determination of necessity for project citizens district council for the F & S Development office building

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 10/30/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the John McComb, Operations Analyst Re: Sale of Vacant Lot—NDA No. 3—1721 New York Avenue

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

RESOLUTIONS

By COUNCILMAN GUNTHER—

Resolved by the City Council of the City of Lansing:

Resolved by the City Council of the City of Lansing, the waiver of the residency requirement for the Public Service Director, Howard G. McCaffery, is hereby extended to April 1st, 1981, and

Be It Further Resolved, there will be no additional extensions beyond the above-mentioned date.

Adopted by the following vote:

Unanimously.

By COUNCILMAN BRENKE—

Resolved by the City Council of the City of Lansing:

Resolved by the City Council of the City of Lansing, the request from Petryk Enterprises, Inc., to transfer stock interests in 1980 Class C licensed business with entertainment permit, located at 6527 C. Cedar St., Lansing, Michigan, Ingham County, through the sale of partial shares to new stockholders C. Pauline Causie, Derald R. Causie, Maureen T. Ebright and Robert W. Ebright is hereby approved provided all other requirements of the Michigan Liquor Control Commission have been satisfied.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing Director of the Department of Building Safety and Development determined that the building located at 731 E. Kalamazoo

Legally described as: Com 55 ft W of NW cor Kalamazoo & Hosmer Sts., th N 4 R, W to PM RR r/w, SEly along r/w to Kalamazoo St., E to beg; Block 17 Green Oak Add (Parcel No. 3301-15-309-081)

was an unsafe or dangerous building as defined in Section 9A-13 of the Lansing Uniform Housing Code and the Housing Law of Michigan; and

Whereas, a hearing was held by the Hearing Board on July 17, 1980, at which the Hearing Officers determined that said building was an unsafe or dangerous building and ordered the building demolished or otherwise made safe; and

Whereas, said Hearing Officers filed a report of their findings and order with the Lansing City Council, and have requested the City Council to take appropriate action under the Housing Code and the Housing Law of Michigan; and

Whereas, the City Council scheduled a hearing on October 20, 1980, to review the findings and order of the Hearing Officers, and the owners were notified in writing of said hearing and had an opportunity to

appear and show cause why said building should not be demolished or otherwise made safe;

Now, Therefore, Be It Resolved, that the City Council of the City of Lansing hereby approves the order of the Hearing Officers requiring the demolition or making safe of said building; and

Be It Further Resolved, that the owners are hereby directed to comply with the order of the Hearing Officers to demolish or otherwise make safe the said building by March 1, 1981; and

Be It Further Resolved, that should the owner fail to substantially comply with the Hearing Officer's order for demolition or otherwise make safe, the Director of the Department of Building Safety and Development is hereby directed to proceed with demolition of said building; and

Be It Further Resolved, that cost of such demolition shall be a lien against the real property and shall be reported to the City Assessor who shall assess the same against the property upon which the building is presently located; and

Be It Further Resolved, that the owner in whose name the property appears upon the last local tax assessment record shall be notified of the amount of such cost by first class mail at the address shown on the records. Upon his failure to pay the same within thirty (30) days after mailing by the City Assessor of the notice of the amount thereof, the Assessor shall add the same to the next tax roll of the City of Lansing and the same shall be collected in the same manner in all respects as provided by law for the collection of taxes in the City of Lansing.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing Director of the Department of Building Safety and Development determined that the building located at 738 E. Kalamazoo

Legally described as: Lot 1, Assessor's Plat No. 24, REC L 10 P 29 (Parcel No. 3301-15-359-001-7)

was an unsafe or dangerous building as defined in Section 9A-13 of the Lansing Uniform Housing Code and the Housing Law of Michigan; and

Whereas, a hearing was held by the Hearing Board on July 17, 1980, at which the Hearing Officers determined that said building was an unsafe or dangerous building and ordered the building demolished or otherwise made safe; and

Whereas, said Hearing Officers filed a report of their findings and order with the Lansing City Council, and have requested the City Council to take appropriate action under the Housing Code and the Housing Law of Michigan; and

Whereas, the City Council scheduled a hearing on October 20, 1980, to review the findings and order of the Hearing Officers, and the owners were notified in writing of said hearing and had an opportunity to appear and show cause why said building should not be demolished or otherwise made safe;

Now, Therefore, Be It Resolved, that the City Council of the City of Lansing hereby approves the order of the Hearing Officers requiring the demolition or making safe of said building; and

Be It Further Resolved, that the owners are hereby directed to comply with the order of the Hearing Officers to demolish or otherwise make safe the said building by March 1, 1981; and

Be It Further Resolved, that should the owner fail to substantially comply with the Hearing Officer's order for demolition or otherwise make safe, the Director of the Department of Building Safety and Development is hereby directed to proceed with demolition of said building; and

Be It Further Resolved, that cost of such demolition shall be a lien against the real property and shall be reported to the City Assessor who shall assess the same against the property upon which the building is presently located; and

Be It Further Resolved, that the owner in whose name the property appears upon the last local tax assessment record shall be notified of the amount of such cost by first class mail at the address shown on the records. Upon his failure to pay the same within thirty (30) days after mailing by the City Assessor of the notice of the amount thereof, the Assessor shall add the same to the next tax roll of the City of Lansing and the same shall be collected in the same manner in all respects as provided by law for the collection of taxes in the City of Lansing.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, it is necessary to hold a public hearing prior to the Council approval of Industrial Facilities Exemption Certificate for the following petitioner,

Industrial Development District IPR-4-78

Petitioner: Cameron Tool Corporation
1800 Bassett Avenue.

Therefore, Be It Resolved, that the City Clerk give at least 10 days notice of a public hearing when all persons interested may attend and make any objections they may have to the approval of the certificate and

Further Resolved, that the City Clerk notify the legislative body of each taxing unit which levies ad valorem property taxes in the City and

Further Resolved, that such hearing shall be held at the Council Chambers in the City Hall on November 24, 1980, at 7:00 P.M. and that notice of such hearing be published in a publication of general circulation of said City.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT
COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council has established a Lansing Industrial Development District No. 6 in the City of Lansing, pursuant to Act 198, 1974, and

Whereas, Spartan Investment Company has submitted an application for an Industrial Facility Exemption Certificate in said Industrial Development District No. 6, and

Whereas, a hearing was held on Spartan Investment Company's application for an exemption certificate on October 27, 1980, at which time all interested persons had an opportunity to be heard, and

Whereas, Spartan Investment Company has met the requirements for said exemption certificate as required in Public Act 198, and

Whereas, this Council finds that the granting of this exemption certificate, considered together with the aggregate amount of Industrial Facilities and Commercial Redevelopment Exemption certificates previously granted and currently in force shall not have the effect of substantially impeding the operation of the City of Lansing nor impairing the financial soundness of taxing units levying ad valorem property taxes in the City of Lansing; see memorandum of the Finance Director dated October 9, 1980, attached hereto;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing approve the application from Spartan Investment Company for an exemption certificate for a new facility in Lansing Industrial Development District No. 6 and shall remain in effect for a period of 11 years.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nays: Councilman Blair—1.

By ECONOMIC DEVELOPMENT
COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, it is the purpose of this Resolution to certify that Article III of Chapter 23 of the Code of Ordinances of the City of Lansing and the State Housing Development Authority Act of 1966, being Act No. 346 of the Public Acts of 1966 as amended (hereinafter the "Act"), specifically provide tax exemption to the sponsors who construct housing for elderly persons of low income pursuant to the Act; and

Whereas, the Capitol Park Limited Dividend Housing Association (hereinafter the "Sponsor"), has offered, subject to receipt of a mortgage loan insured by the U.S. Department of Housing and Urban Development (hereinafter the "HUD") to erect, own and operate a housing development identified as Capitol Park, FHA Project No. 047-85145 SR-WAH L8 (hereinafter the "Development") on certain property in the City of Lansing, more specifically described as follows:

That part of Lots 8, 9, 10, 11 and 12, Block 148, Original Plat of the City of Lansing, Ingham County, Michigan, described as: Beginning at the NW corner of Lot 12, Block 148; thence East 122.0 feet on the North line of Block 148; thence South 90.0 feet on a line 17.0 feet East of the East wall of the hotel; thence Southwesterly 7.1 feet; thence South 72.0 feet on a line 12.0 feet East of the East wall of the hotel; thence East 4.0 feet; thence South 163.0 feet to the South line of Lot 8; thence West 121.0 feet to the West line of block 148; thence North 330.0 feet on the West line of Block 148 to the point of beginning. ALSO, the East 36.0 feet of the West 99.0 feet of Lot 7, Block 148,

to serve elderly persons of low income, and the Sponsor has offered to pay the City on account of the Development an annual service charge for public services in lieu of taxes in accordance with the provisions of Article III of Chapter 29 of the Code of Ordinances of the City of Lansing; and

Whereas, it has been determined that the Development is of the class of housing developments that are eligible for tax exemption, pursuant to the provisions of the Act and Article III of Chapter 29 of the Code of Ordinances of the City of Lansing.

Now, Therefore, it is hereby resolved that the Development and the property

upon which it shall be constructed, shall be exempt from all property taxes from and after the commencement of construction and the Sponsor shall pay a service charge in lieu of taxes pursuant to the requisite provision of Article III of Chapter 29 of the Code of Ordinances of the City of Lansing. The tax exempt status of the Development granted pursuant to the Act and Article III of Chapter 29 of the Code of Ordinances of the City of Lansing, shall remain in effect and shall not be terminated so long as the mortgage loan for the housing development remains outstanding and unpaid, or HUD has any interest in the property; provided that, construction of the Development commences within one year from the effective date of this Resolution; and

Be It Further Resolved, that notwithstanding the provisions of Section 15(a)(5) of the Act, a contract between the City and the Sponsor with HUD as third party beneficiary thereunder, to provide tax exemption and provide for the payment of a service charge in lieu thereof, pursuant to the provisions of Article III of Chapter 29 of the Code of Ordinances of the City of Lansing and the State Housing Development Authority Act of 1966 (Act No. 346 of the Public Acts of 1966, as amended), is effectuated by the adoption of this Resolution.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nays: Councilman Blair—1.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, it is the purpose of this Resolution to certify that Article III of Chapter 29 of the Code of Ordinances of the City of Lansing and the State Housing Development Authority of 1966, being Act No. 346 of the Public Acts of 1966, as amended, (hereinafter the "Act") specifically provide tax exemption to the sponsors who construct housing for elderly persons of low income pursuant to the Act; and

Whereas, the Capitol Senior Limited Dividend Housing Association (hereinafter the "Sponsor"), has offered, subject to receipt of a Mortgage Loan from the Michigan State Housing Development Authority (hereinafter the "Authority"), to erect, own and operate a housing development identified as Capitol Commons, MSHDA Development No. 630 (hereinafter the "Development") on certain property in the City of Lansing, more specifically described as follows:

PARCEL III—Block 144, except the East 91 feet of the South 182.75 feet of

Block 144, also that part of Sycamore Street lying West of and adjacent to Lots 7, 8, 9, 10, 11 and 12 and that part of Lenawee Street lying North of and adjacent to Lots 1 and 12 and including the entire intersection of Sycamore Street and Lenawee Street, Block 144, Original Plat of the City of Lansing, Ingham County, Michigan, further described as: Beginning at the intersection of the West line of Pine Street and the North line of Lenawee Street at the SE corner of Block 141 of the Original Plat of the City of Lansing, Ingham County, Michigan; thence S 00°13'35" W, 297.25 feet on the West line of Pine Street to a point 16.0 feet South of the NE corner of Lot 4, Block 144, Original Plat of the City of Lansing; thence N 89°40'06" W, 91.00 feet; thence S 00°13'35" W, 182.75 feet to the North line of Hillsdale Street; thence N 89°38'08" W, 319.10 feet on North line of Hillsdale Street to the point of intersection with the West line of Sycamore Street, being the SE corner of Block 143; thence N 00°10'23" E, 479.58 feet on the West line of Sycamore Street to the point of intersection with the South line of Lenawee Street, being the SE corner of Block 142; thence S 89°42'05" E, 410.54 feet along the South line of Sycamore Street to the point of beginning. Containing 180.245 Square Feet.

to serve elderly persons of low income, and the Sponsor has offered to pay the City on account of the Development an annual service charge for public services in lieu of taxes in accordance with the provisions of Article III of Chapter 29 of the Code of Ordinances of the City of Lansing; and

Whereas, it has been determined that Capitol Commons, MSHDA Development No. 630, is of the class of housing developments that are eligible for tax exemption pursuant to the provisions of the Act and Article III of Chapter 29 of the Code of Ordinances of the City of Lansing.

Now, Therefore, it is hereby resolved that the Development and the property upon which it shall be constructed, shall be exempt from all property taxes from and after the commencement of construction and the Sponsor shall pay a service charge in lieu of taxes pursuant to the requisite provisions of Article III of Chapter 29 of the Code of Ordinances of the City of Lansing. The tax exempt status of the Development granted pursuant to the Act and Article III of Chapter 29 of the Code of Ordinances of the City of Lansing, shall remain in effect and shall not be terminated so long as the Mortgage Loan for the housing development remains outstanding and unpaid, or the Authority has any interest in the property; provided that, construction of the Development commences within one year from the effective date of this Resolution; and

Be It Further Resolved, that, notwithstanding the provisions of Section 15(a)(5)

of the Act, a contract between the City and the Sponsor with the Authority as third party beneficiary thereunder, to provide tax exemption and provide for the payment of a service charge in lieu thereof, pursuant to the provisions of Article III of Chapter 29 of the Code of Ordinances of the City of Lansing and the State Housing Development Authority Act of 1966 (Act No. 346 of the Public Act of 1966, as amended), is effectuated by the adoption of this Resolution.

Adopted by the following vote:

Unanimously.

**By ECONOMIC DEVELOPMENT
COMMITTEE—**

Resolved by the City Council of the City of Lansing:

Whereas, P.A. 338 of 1974, as amended, requires that the legislative body of the governmental unit from which employment would be transferred consequent to completion of a project for which financing is sought through the issuance of revenue bonds or notes by an Economic Development Corporation must consent by resolution to the transfer; and

Whereas, Keena Truck Leasing Co. has made application to the Economic Development Corporation of the Township of Delta for consideration of an EDC project; and

Whereas, completion of the facility for which Keena Truck Leasing Co. is seeking EDC financing results in a transfer of employment from the Company's facility at 3125 South Logan in the City of Lansing, Michigan to the Company's facility at 3520 South Creys Road in Delta Township, Michigan; and

Whereas, Keena Truck Leasing Co. has, by means of a letter dated October 2, 1980, respectfully requested that the City of Lansing consent to the transfer of employment from the City of Lansing to the Township of Delta resulting from the project for which financing is sought through the issuance of revenue bonds or notes by the Economic Development Corporation of the Township of Delta; and

Whereas, the Council of the City of Lansing has by resolution dated June 16, 1980, stated that it will approve such requests for consent to transfer employment provided that the benefiting local governmental unit adopts a similar resolution indicating its willingness to permit transfers of employment to the City of Lansing and providing that the following conditions are met:

1. The relocation will not result in the permanent vacation of a commercial or industrial facility or in any other condition that may have a blighting effect on a surrounding neighborhood that the applicant proposes to vacate;

2. Any applicant must not owe delinquent taxes to the City of Lansing;

3. Any application for consent to the transfer of employment shall give notice to the City at least three (3) months prior to the effect of any such transfer. The application shall be reviewed by the Lansing Economic Development Corporation;

4. The Lansing Economic Development Corporation shall provide assistance to any applicant in working with the City's agencies for matters which need not be limited to: zoning, public or private land availability, and tax or other economic incentives.

5. The firm relocating outside of the City has demonstrated a positive attempt and has consulted the Lansing Economic Development Corporation in an effort to upgrade or expand facilities at its present location or to relocate with the City of Lansing; and

Whereas, the Keena Truck Leasing Co. request meets the above conditions and Delta Township has approved a resolution of intent to consent to employment transfers;

Now, Therefore, Be It Resolved, that the Keena Truck Leasing Company's request for consent to a transfer of employment pursuant to a project for which financing is sought through the Economic Development Corporation of the Township of Delta is hereby approved.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nays: Councilman Blair—1.

**By ECONOMIC DEVELOPMENT
COMMITTEE—**

CITY OF LANSING

**RESOLUTION APPROVING PROJECT
PLAN**

(Ralls Renovation Office Project)

An excerpt from the minutes of a regular meeting of the City Council of the City of Lansing, Counties of Ingham, Clinton and Eaton, Michigan, held in Lansing City Hall at 7:00 o'clock P.M., Michigan Time, on November 3, 1980, at which the following members were present: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington;

and the following were absent: None.

The following preamble and resolution were offered by Councilman Belen and supported by Councilman Lindemann:

Whereas, pursuant to and in accordance with the Economic Development Corporations Act, Act 338 of the Public Acts of 1974, as amended (the "EDC" Act), the City Planning Board has heretofore submitted its findings and recommendations for approval of the Ralls Renovation Office Project Plan (a copy of which is on file with the Lansing City Clerk) for the project proposed by the Economic Development Corporation of the City of Lansing ("EDC"); and

Whereas, this City Council has given due consideration to the findings and recommendations of the City Planning Board prior to consideration of this Resolution; and

Whereas, this City Council has given notice pursuant to and in compliance with the EDC Act of a public hearing which was held heretofore in accordance with the EDC Act therein made and provided; and

Whereas, at said public hearing, the fullest opportunity was given for expression of opinion, for argument on the merits, and for introduction of documentary evidence pertinent to the Project Plan, and further, this City Council has given due consideration to all communications received in writing with reference thereto; and

Whereas, this City Council made and preserved a record of the public hearing, including all data presented thereat; and

Whereas, this City Council desires to express its approval of said Project Plan and the Project described therein, and wishes to request the Economic Development Corporation of the City of Lansing to proceed with such Project and the financing thereof.

Now, Therefore, It Is Hereby Resolved by the City Council of the City of Lansing, as follows:

1. It is hereby determined that the Ralls Renovation Office Project Plan prepared by The Economic Development Corporation of the City of Lansing constitutes a public purpose of the City of Lansing and said Project Plan is hereby approved as presented on this date based on the following considerations:

(a) the findings and recommendations of the City of Lansing Planning Board.

(b) that the Plan meets the requirements set forth in Section 8 of Act 338 of 1974, as amended;

(c) the persons who will be active in the management of the Project for not less than one year after the approval of the Project Plan have sufficient ability and experience to manage the Plan property;

(d) the proposed method of financing the Project is feasible and The Economic Development Corporation has the ability

to arrange the financing by sale of the bonds to NBD Commerce Bank; and

(e) the Project is reasonable and necessary to carry out the purposes of Act 338 of 1974, as amended.

2. The Economic Development Corporation of the City of Lansing is hereby requested to proceed with the issuance of bonds to finance the acquisition of the Project.

3. All resolutions or parts thereof in conflict with this Resolution are hereby repealed, but only to the extent of such conflict.

Adopted:

Yeas: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane and Worthington.

Nays: None.

Abstentions: None.

STATE OF MICHIGAN }
COUNTY OF INGHAM } ss.

I hereby certify that the foregoing is a true and complete copy of a resolution adopted at a regular meeting of the City Council of the City of Lansing, Counties of Ingham, Eaton and Clinton, Michigan, held on the 3rd day of November, 1980, and that the said resolution is on file in the office of the City Clerk and are available to the public.

THEO FULTON,
Lansing City Clerk.

Dated: November 3, 1980

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

P-4-80
Markland Heights
Revised Preliminary Plat
Final Approval

Whereas, in accord with the provisions of Chapter 37 of the Lansing Code of Ordinances, being the Lansing Subdivision Regulations, Mr. Roy C. Markey has requested final approval of the revised preliminary plat of Markland Heights; and

Whereas, pursuant to Section 37-8(5) of the Lansing Subdivision Regulations, the Planning Board has reviewed the request and recommended approval thereof; and

Whereas, the Physical Development Committee of City Council, to whom the report of the Planning Department was referred, concurs therewith;

Now, Therefore, Be It Resolved, that the revised preliminary plat of Markland Heights be given final approval subject to all the conditions set forth by the City Council at the time of tentative preliminary approval; and

Be It Further Resolved, that the City Clerk be, and she is hereby, directed to notify the proprietor of this action.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

P-13-80

Four Seasons on the River Subdivision
Final Approval of Preliminary Plat

Whereas, Beneicke and Krue Development Corporation has requested final approval of the preliminary plat of Four Seasons on the River Subdivision; and

Whereas, the Planning Department, in accord with the provisions of Section 37-8 (5) of the Lansing Subdivision Regulations, has reviewed this request and recommended approval thereof; and

Whereas, the Physical Development Committee of the City Council has reviewed the report of the Planning Department and concurs therewith;

Now, Therefore, Be It Resolved, that the preliminary plat of Four Seasons on the River Subdivision be given final approval, subject however, to all the conditions set forth by the City Council at the time of tentative preliminary approval.

Adopted by the following vote: :

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, Worthington—6.

Nays: Councilmen Blair, McKane—2.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

P-6-79

Plat of Webster Farms No. 4
Street Vacations

Whereas, in accord with the provisions of Chapter 37 of the Lansing Code of Ordinances and the State of Michigan Plat

Act, Mr. Roy Markey has received final preliminary approval of the proposed plat of Webster Farms Subdivision No. 4; and

Whereas, the proposed plat of Webster Farms Subdivision No. 4 includes changes in the alignment of Piper Avenue and Pollard Road; and

Whereas, the Planning Board, as part of their review of the proposed plat, has recommended that those dedicated portions of Piper Avenue and Pollard Road which are not included in the proposed alignment be vacated; and

Whereas, the Physical Development Committee of City Council, to whom the report of the Planning Board was referred, concurred therewith;

Now, Therefore, Be It Resolved, that the portion of Piper Avenue as platted in Webster Farms Subdivision No. 1 (recorded in Liber 5 of Plats on Page 51) described as:

Beginning on the east line of Piper Avenue at a point that is north 0° 02' 35" west (recorded as north) 0.52 feet from the southwest corner of Lot 68 of said subdivision; thence continuing north 0° 02' 35" west 119.49 feet along said east line to the north line of Piper Avenue; thence north 89° 35' 30" west 44.69 feet along said line to a point on curve; thence southeasterly 130.65 feet on a 183.00 feet radius curve concave to the southwest, whose central angle is 40° 54' 22" and whose chord bears south 20° 29' 46" east 127.90 feet to a point of tangency and the point of beginning, containing 0.039 acre.

and that part of Pollard Road as platted in Webster Farm Subdivision No. 3 (recorded in Liber 11 of Plats, on Page 1) described as:

Beginning on the south line of Pollard Road at the northeast corner of Lot 195 of said subdivision; thence west 186.10 feet along said south line; thence northeasterly 149.72 feet on a 225 feet radius curve concave to the northwest, whose central angle is 38° 07' 36" and whose chord bears north 70° 56' 12" east 146.98 feet to the southwesterly line of Selfridge Boulevard (platted as Hawes Avenue) projected northwest; thence south 44° 30' 15" east 67.31 feet along said projection to the point of beginning; containing 0.075 acre.

be vacated; and

Be It Further Resolved, that deeds for the above described properties be prepared transferring the properties to the proprietor of the plat; and

Be It Finally Resolved, that the City Clerk be, and she is hereby, directed to notify the proprietor of this action.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

That the request received from Mr. Harold M. Heim and Robbie L. Heim, for the vacation of a portion of the Holmes Drain easement, which is encroached upon by a garage located on Lot No. 185 of Cedarbrook Subdivision, commonly known as 530 S. Dexter Dr., and described as follows, be approved;

Existing centerline description and easement for the Holmes Drain as recorded in Liber 67, pages 410 and 414 of Miscellaneous Records: "thence on a line between lots 185 and 194 of the Cedarbrook Subdivision." "The right of way for construction shall be 75' of each side of the above described centerline." Portion of easement to be vacated; Commencing at the southeast corner of Lot 185 to a point of beginning 54 ft. north on the east line of said lot, thence west 18 ft., north 20 ft., east 18.1 ft., south 20 ± ft. to the point of beginning, and

That the City Clerk be directed to have said Easement recorded with the Registrar of Deeds Office, after approval as to form by the City Attorney.

Adopted by the following vote:

Unanimously.

By PHYSICAL DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing is rehabilitating the Northside Neighborhood Development Area No. 3 in cooperation with the Federal government for financial assistance all pursuant to Act 344, Public Acts of 1945, as amended; and

Whereas, the City of Lansing has prepared and adopted in Ordinance No. 469 a Physical Development Plan and a plan for relocating families and individuals who are to be displaced by the rehabilitation of said area; and

Whereas, the City of Lansing, acting by and through its Planning and Redevelopment Departments have consulted with Citizen District Council No. 3 of Neighborhood Development Area No. 3; and

Whereas, that Council has recommended that the rehabilitation strategy adopted as part of the development plan be amended to acquire and demolish 1526 New York and 1520 North High Street; and

Whereas, the Planning Board has reviewed and approved the recommendation to acquire and demolish 1526 New York and 1520 North High Street; and

Whereas, this acquisition and demolition will assist the City and residents in renovating this Deteriorated Residential Area and is in compliance with Act 344, Public Acts of 1945 as amended; and

Whereas, the Act requires the City to provide citizens an adequate opportunity to ask questions and express opinions and concerns about modifications to the Physical Development Plan; and

Now, Therefore, Be It Resolved, that the Council of the City of Lansing in satisfying the requirements of Act 344, Public Acts of 1945 as amended, schedule a public hearing on December 1, 1980, to consider the acquisition of 1526 New York and 1520 North High Street.

Adopted by the following vote:

Unanimously.

ZONINGS

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-26-80—Westwood St.—North end

be rezoned from "G-2" Wholesale District to "A" One Family Residential District and the "Map" be changed to indicate such transfer;

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall be held at the Council Chamber in the City Hall on the 24th day of November, 1980, at 7:00 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-30-80—3024 Turner Street

be rezoned from "A" One Family Residential District to "G-2" Wholesale District and the "Map" be changed to indicate such transfer;

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall be held at the Council Chamber in the City Hall on the 24th day of November, 1980, at 7:00 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the 14th day of April, 1980, this Council was petitioned to change the following described property from "A" One Family Residential District to "B" One Family Residential District, all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 13th day of October, 1980, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-16-80—3400 Turner Street
3301-04-126-061

More particularly described as:

Commencing at the northeast corner of Lot 1, Fairfield Gardens Subdivision; thence north 205.85 feet; thence west 847.3 feet to a point on the center line of Turner Street 585.5 feet south of the north section line; thence south 208.5 feet; thence east to beginning; except the north 120.95 feet of the west 200 feet, Section 4, T4N, R2W, City of Lansing, Ingham County, Michigan;

from an "A" One Family Residential District to a "B" One Family Residential District.

Whereas, pursuant to Act 207, Public Acts of 1921 as amended, the Planning Board advised City Council to approve the request subject to conditions; and

Whereas, the Physical Development Committee of City Council has reviewed the report of the Planning Board and does concur therewith;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing ordains that the request to rezone the above described property from "A" One Family Residential District to "B" One Family Residential District be approved subject to the requirements of the various public agencies; and

Be It Further Resolved, that the City Clerk be, and she is hereby, directed to notify the applicant of this action.

Adopted by the following vote: :

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the 21st day of July, 1980, this Council was petitioned to change the following described property from "D-1" Professional Office District to "D" Apartment District, all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 13th day of October, 1980, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-25-80—501 Townsend Street
3301-16-380-072 and 081

More particularly described as:

That part of Lots 8, 9, 10, 11 and 12, Block 148, Original Plat of the City of Lansing, Ingham County, Michigan, described as: Beginning at the northwest corner of Lot 12, Block 148; thence east 122 feet on the north line of Block 148; thence south 90 feet on a line 17 feet east of the east wall of the hotel; thence southwesterly 7.1 feet; thence south 72 feet on a line 12 feet east of the east wall of the hotel; thence east 4 feet; thence south 163 feet to the south line of Lot 8; thence west 121 feet to the west line of Block 148; thence north 330 feet on the west line of Block 148 to the point of beginning. Also, the east 36 feet of the west 99 feet of Lot 7, Block 148; Original Plat, City of Lansing, Ingham County, Michigan;

from a "D-1" Professional Office District to a "D" Apartment District.

Whereas, pursuant to Act 207, Public Acts of 1921 as amended, the Planning Board advised City Council to approve the request; and

Whereas, the Physical Development Committee of City Council has reviewed the

report of the Planning Board and does concur therewith;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing ordains that the request to rezone the above described property from "D-1" Professional Office District to a "D" Apartment District be approved.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON WAYS AND MEANS—

Resolved by the City Council of the City of Lansing:

That the following transfers be approved:

\$1,136.00 from Reserve for Contingency
A/C 101-941-000-963

\$1,136.00 to District Court Expenditures
A/C 101-136-000-700

\$1,136.00 from District Court—Estimated Revenues
A/C 760-000-000-160

\$1,136.00 to District Court—Operating Supplies
A/C 760-136-000-740

\$ 300.00 from Police Central Records—Repair & Maint.
A/C 101-308-000-930

\$ 300.00 to Police Administration—Gun Allowance
A/C 101-305-000-723

I hereby certify that this is a properly drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Approved:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
TERRY J. McKANE,
Ways and Means Committee.

Adopted by the following vote:

Unanimously.

REMARKS BY THE MAYOR'S EXECUTIVE ASSISTANT

No comments.

REMARKS BY THE CITY COUNCIL

By COUNCILMAN BELEN—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived for the purpose of presenting items that are not listed on the agenda.

Carried.

Letter signed by Joe DeFors and Roy Zigler in regard to manpower situation at the Lansing Fire Department.

Referred to Committee on Public Property and Safety.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

Resolved by the City Council of the City of Lansing, the ordinance adopting the Physical Development Plan for Neighborhood Development Area No. 4 passed October 27th, 1980, is hereby given immediate effect.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, on February 4, 1980, the Lansing City Council resolved its intent to grant a long-term lease for real property located at 213 West Main Street, Lansing, Michigan, to the Michigan Women's Studies Association, contingent upon the Association's ability to raise funds for rehabilitation and operation of the facility; and

Whereas, the Michigan Women's Studies Association has expressed its desire to execute a lease with the City for the subject property so that fund raising for renovation of the facility may be expedited; and

Whereas, the City wishes to fix a time certain within which the Michigan Women's Studies Association shall raise the funds required to rehabilitate the facility, to assure that sufficient funds have been escrowed by the Michigan Women's Studies Association to operate and maintain the facility during an initial, two-year, lease period, and to assist the Michigan Women's Studies Association by entering into a two-year lease to expedite fund raising by the Association;

Now, Therefore, Be It Resolved, the Lansing City Council hereby directs that the Michigan Women's Studies Association be given a 180 day option to lease the real property located at 213 West Main Street, Lansing, Michigan, and that execution of

that option be made contingent upon the Association's ability to escrow sufficient funds to operate and maintain the facility for one year, the amount of money required to be determined by the City's Property Manager; and

Be It Further Resolved, that the City negotiate a two-year lease at \$1.00 per year for the facility with the Michigan Women's Studies Association and that said lease stipulate, as a precondition for long term renewal of the lease, that the Association have in escrow at the conclusion of the initial period of the lease an amount at least equal to the Property Manager's estimate of the cost of rehabilitating the property; and

Be It Further Resolved, that funds currently held in trust by the City for the purpose of rehabilitation of the structure at 213 West Main Street, Lansing, Michigan, will be used to match grant funds secured for renovation purposes by the Michigan Women's Studies Association from private foundation or public grant sources.

Adopted by the following vote:

Unanimously.

Councilman Blair spoke about change in Council rule to be able to ask Mayor questions after he makes his remarks to Council.

Relative fireman that was transferred.

Relative letter from Auditing Firm.

By COUNCILMAN BELEN—

That this meeting stand adjourned.

Carried.

Council adjourned at 8:25 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

November 3, 1980

F/B

CITY CLERK'S OFFICE
Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE
U. S. POSTAGE
PAID
Permit No. 1461
Lansing, Michigan

851

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, November 10, 1980

CITY COUNCIL ROOMS

Lansing, Michigan

November 10, 1980

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by President Adado.

Present: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Belen.

Pledge of Allegiance was led by Councilman Belen.

PUBLIC HEARING

November 10, 1980 at 7:00 o'clock being the time set as the time for holding a pub-

lic hearing on the proposed Commercial Re-development District CRD-14-80 for:

Capitol Park Motor Hotel, Inc.
500 So. Capitol Avenue.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed district they had the privilege of speaking at this time.

Referred to Committee on Economic Development.

PUBLIC HEARING

November 10, 1980 at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed Sale of the Genesee Center.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed sale they had the privilege of speaking at this time.

Edward Remick, 2705 Victor spoke for

Lansing School district—sale of same to them for parking for Genesee school.

Dennis Rushmore, 723 W. Genesee St. spoke relative to green belt area.

Letter from Hazel Bethea recommending that this center be made into living quarters or a club for youths.

Referred to Committee on Public Property and Safety.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING ITEMS LISTED ON THE AGENDA: COMMUNICATIONS AND PETITIONS, COMMITTEE REPORTS, REPORTS OF CITY OFFICERS AND BOARDS AND RESOLUTIONS. YOU MAY SPEAK ONLY FOR 3-MINUTES ON ANY ONE ITEM.

Resolution 6-b removed from agenda.

No person spoke.

COMMUNICATIONS AND PETITIONS

Summons filed in 54A District Court by Dairyland Insurance Co. as subrogee of Marsha Lewis, Continental Cablevision of Michigan, Inc. and Board of Water and Light for damage to automobile and injuries sustained due to old, worn out Board of Water and Light wires that fell on the automobile.

Referred to Mayor, City Attorney, Board of Water and Light.

William E. Rheame Attorney submits notice of intent to file claim for Sheila Woodall vs City of Lansing for injuries sustained due to swing at Reasoner Park that broke causing her to fall.

Referred to Mayor, City Attorney.

The following claims have been filed:

- a. Patricia Peck for damage to her automobile after hitting a hole on Aurelius Rd. north of Miller Rd. by the RR crossing that was unmarked.
- b. June C. Oost for damage to her automobile due to fire hose at scene of fire when splashed by sooty water.
- c. Lawrence D. Kaechele Attorney for Maxine Gibbons for injuries received due to fall on sidewalk on Verlinden St. near Fisher Body Plant.

d. William Clay Kendall, Senior Claims Adjuster for Michigan Mutual Insurance Co. for client Lloyd C. Day for damage to his automobile at the So. Grand Parking Ramp due to lime seepage causing paint damage.

e. Robert DeJonge for cost incurred due to moving his motorcycle to a private lot by Police Department.

f. Camille Sam Abood, Attorney for Jose and Josephine Villarreal and minor sons Jose Jr. and Christopher for injuries and damage to their automobile due to accident after hitting a unmarked curb protrusion.

Referred to Mayor, City Attorney.

Petition filed for rezoning:

Z-42-80 — Lot 1, Maple Grove Farms No. 1 of part of Section 6, T3N, R2W, Delhi Township, Ingham County, Michigan from "A" One Family Residential District to "F" Commercial District — (3600 W. Jolly Rd.)

Referred to Mayor, Planning Board.

Request from Capital Area School Employees Credit Union for special 24-hour liquor permit for February 28, 1980—Headquarters Armory.

Referred to Mayor, Committee on General Services.

Liquor Control Commission submits:

Revised request from Old Round Table, Inc. for transfer of ownership of 1980 Class "C" licensed business at 3106 E. Grand River Ave. from Ye Olde Round Table, Inc.

Request for a 1980 SDD-SDM license for Fox Island Inc. at 5131 No. Grand River Avenue.

Referred to Mayor, Committee on General Services.

Letter from P.M. One relative Southbrook Villa Apartments Tax Abatement.

Referred to Mayor.

The Roary Corporation submits request for final plat approval of Bradwell Park.

Referred to Mayor, Planning Board.

Petitions filed by residents of Coachlight Estates for the development of a neighborhood park within Coachlight Estates Subdivision.

Referred to Mayor.

Letter from Ken Sperber and Val Thonger expressing their appreciation for the councils efforts in achieving a reasonable compromise in solving Sparrow Hospital short-term parking problem.

Received and placed on file.

State of Michigan — Department of Natural Resources submits Flood Plain Permit for The Beetle Shop — 1400 E. Cavanaugh Rd.

Received and placed on file.

**MAYOR'S EXECUTIVE ASSISTANT
COMMENTS ON ANY ITEM ON THE
AGENDA:**

No comment.

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred the rezoning petition Z-27-80 for property at 3412 Burchfield St. from "A" One Family Residential District to "F" Commercial District, reports as follows:

That said rezoning be approved.

Signed:

SIDNEY P. WORTHINGTON,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Physical
Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

**REPORTS OF CITY OFFICERS
AND BOARDS**

November 6, 1980

President Louis Adado and
Members of City Council

Re: LACH, Inc. v City of Lansing, MTT
Docket No. 44003

Dear President Adado and

Members of City Council:

On May 16, 1980, LACH, Inc. filed suit against the City of Lansing in the Michigan Tax Tribunal seeking a reduction in the assessed valuation of its property taxes. The complaint alleged that its property tax assessment should not exceed \$300,000, and therefore was over assessed by \$144,000. The City of Lansing filed its answer to the complaint and stated that the assessment was in conformity with requirements of Michigan statutory law and proper appraisal techniques and therefore was proper and lawful.

Recently, members of the City Assessor's Office, this office and LACH, Inc. attorneys met in an effort to resolve the dispute over the value of the property. Based upon information supplied by LACH, Inc. attorneys concerning income and lease arrangements which was not previously available to the Assessor's Office, it was the opinion of the City Assessor and LACH, Inc. that the correct assessed value of the property should be \$400,000 for the 1980 tax year.

The foregoing settlement appears reasonable in that it avoids the expense, delay and uncertainty of litigating the case before the Tax Tribunal and because the agreed upon assessment is in substantial conformity with the original assessment put on the property by the City Assessor's Office. It should be noted that the City Assessor concurs in this proposed settlement. Based upon the above it is this office's recommendation that the City Attorney's Office be authorized to enter into a settlement of this matter as outlined herein.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BLAIR—

That we concur in the recommendation of the City Attorney and that he be authorized to enter into a settlement of this matter.

Carried.

November 6, 1980

President Louis Adado and

Members of City Council

Re: Redemption of Liability in a Workers Compensation Disability Matter
Entitled John F. Alexander v City
of Lansing:

Dear President Louis Adado
and Members of City Council:

In accordance with Article 4, Chapter 3, Section 4-304.7 of the Lansing City Charter, this office hereby requests your authorization to settle the above captioned matter by redeeming the City's liability for the sum of Two Hundred and Fifty Dollars (\$250.00). On or about December 3, 1979,

Mr. John Alexander injured his right small finger while chipping ice in the performance of his job at the Housing Department. Dr. Silva saw Mr. Alexander on December 4, 1979 and authorized him to remain off work for one half day. Mr. Alexander then returned to work with restrictions and although he continued to be treated by Dr. Silva, he lost no additional work time due to this injury. On February 7, 1980 Dr. Silva removed all restrictions upon Mr. Alexander in the performance of his job and allowed him to return to his regular work. Mr. Alexander, however, claims continued impairment of the use of his little finger with resulting disability in the performance of his job. Dr. Silva's deposition was taken on October 16, 1980 at which time he indicated that he felt no disability currently existed.

This office was then contacted by plaintiff's attorney and negotiations for settlement ensued. A tentative agreement was reached to redeem the City of Lansing's liability for the sum of Two Hundred and Fifty Dollars (\$250.00) which represents nominal settlement value of the matter, especially in light of potential liability which is always present in matters of this nature. Settlement for this amount would terminate Mr. John Alexander's future rights under the Workers Disability Compensation Act against the City of Lansing for any benefits, medical services or vocational rehabilitative services whatsoever.

In view of the foregoing, it is the recommendation of this office that City Council approve the redemption of liability for the sum of Two Hundred and Fifty Dollars (\$250.00).

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BLAIR—

That we concur in the recommendation of the City Attorney and said redemption of liability be approved.

Carried.

November 6, 1980

President Louis Adado and
Members of City Council

Re: Redemption of Liability in a Workers Compensation Disability Matter
Entitled Betty J. Belen (Deceased)
by Leo C. Belen v City of Lansing

Dear President Louis Adado
and Members of City Council:

Pursuant to Article 4, Chapter 3, Section 4-304.7 of the Lansing City Charter this office hereby presents its recommendation and request for authorization to settle the above captioned matter by redeeming the City's liability for the sum of Two Thousand Dollars (\$2,000.00).

On September 4, 1979 Betty Belen died as a result of an acute myocardial infarction she suffered on May 28, 1979. Her husband filed for Workers Disability Compensation benefits on December 20, 1979 alleging that Mrs. Belen's heart attack was caused or aggravated by stressful conditions on the job.

Mrs. Belen's medical records were reviewed by her family doctor and an internal medicine specialist. Her family doctor indicated that the stressful conditions experienced on her job could have aggravated her pre-existing heart condition and thus accelerate her demise. The second doctor was of the opinion that the myocardial infarction can not be conclusively related to her work condition and any stressful situation encountered inasmuch as Mrs. Belen was exposed to several other sources of anxiety and depression.

Under the law of Workers Disability Compensation, in order to receive benefits for a heart attack death case, one must demonstrate that the employment aggravated, accelerated or caused the condition. Inasmuch as some testimony was produced that Mrs. Belen's employment might have aggravated her pre-existing heart condition, this office entered into negotiations to redeem the City's liability in this matter. After some discussion a tentative amount of Two Thousand Dollars (\$2,000.00) was agreed upon. This office notes that in the event that plaintiff prevails at trial in this matter, plaintiff would be entitled five hundred weeks of disability benefits at approximately \$150.00 a week or a total sum of approximately \$75,000.00. Settlement for this amount would terminate Mr. Belen's future rights under the Workers Disability Compensation Act against the City of Lansing for any additional benefits.

Since the sum of Two Thousand Dollars (\$2,000.00) represents a nominal settlement value of this matter, especially in light of the potential liability, it is the recommendation of this office that City Council approve the redemption of liability for the sum of Two Thousand Dollars (\$2,000.00).

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BLAIR—

That we concur in the recommendation of the City Attorney and that said redemption of liability be approved.

Carried.

November 6, 1980

Honorable Mayor and the
Members of City Council

Re: Claim of Margee Days in the amount
of \$54.36

Dear Mayor and Councilmembers:

Ms. Day submitted this claim for paint discoloration on the left door of her vehicle due to lime seepage from the overhead parking structure which occurred while her vehicle was parked at the South Grand Parking Ramp, Fourt Level, on June 10, 1980. Claimant had comprehensive vehicle liability insurance coverage but with a \$100.00 deductible. Claimant stated there were no barricades or markings indicating no parking at the time she parked at the above location. Claimant submitted a paid repair bill for the cost necessary to repair the damaged paint on her vehicle's left door in the amount of \$54.36 and seeks to recover that amount.

The City of Lansing Traffic Department informed this office that in April, 1980, two parking stalls were barricaded at the above location and the Department's crew and parking attendants have tried to keep vehicles from parking in the area, but at times the barricades were removed by drivers who parked under the seepage area. The Traffic Department is not certain as to whether the barricades were in place at the above location on the date of this incident. Watertite Concrete System was awarded a contract by the City and is currently renovating the above mentioned parking garage.

Michigan law exempts a municipality from tort liability in cases where the governmental agency is engaging in the exercise of a governmental function (MCLA 691.1407; MSA 3.996(107)). However, the public building exemption to governmental immunity provides in part:

"Governmental agencies are liable for bodily injury and property damage resulting from a dangerous or defective condition of a public building if the governmental agency had actual or constructive knowledge of the defect and for a reasonable time after acquiring knowledge, failed to remedy the condition or take action reasonably necessary to protect the public against the condition..." [MCLA 691.1406; MSA 3.996(106)]

Based on the foregoing, it appears to this office that the City had knowledge of the defective condition at the above location at the time the incident occurred. However, the City of Lansing Traffic Department took action necessary to protect the public by barricading the area and even after motorists removed the barricades and parked under the seepage area, the crew and parking attendant warned motorists not to park their vehicles in the area, and they also placed written notices on vehicles parked in the area. The City of Lansing Traffic Department was not certain as to whether the barricades or markings were in place at the above location on the date the incident occurred. In addition, the City awarded a contract to a contractor who is working to renovate the parking garage and remedy the seepage condition by October 1, 1980. Therefore, the facts appear to indicate that the City of Lansing took all actions reasonably necessary to protect the public against the condition. Consequently, the public building exception to governmental immunity, *supra*, would not apply and the City

of Lansing is governmentally immune from liability for the seepage.

Therefore, it is the recommendation of this office based on governmental immunity that this claim be denied.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BLAIR—

That we concur in the recommending of the City Attorney and said claim be denied.

Carried.

DATE: November 6, 1980

TO: Council President Louis Adado,
Mayor Gerald Graves and
City Clerk Theo Fulton

FROM: Edward J. Piloske,
Principal Internal Auditor

SUBJECT: Interim Monitoring Audit of
the FY 1979-80 Urban League of Greater
Lansing C.E.T.A. Title II Contract

In accordance with Section 3-402.3 of the City Charter, the Office of Internal Audit submits the following interim monitoring audit report of the Urban League of Greater Lansing's FY 1979-80 C.E.T.A. Title II contract subgranted by the City of Lansing.

The Manpower Office will request a response from the agency on this audit and a final response in behalf of the administration is requested.

Received and placed on file.

November 4, 1980

The Honorable Mayor and City Council
of the City of Lansing, Michigan

Gentlemen:

Submitted herewith are the Financial Statements of the City funds at September 30, 1980, showing the relationship between the estimated and actual revenues of the City's funds at that date.

This report, together with the Budget Status Report, provides the Mayor and City Council with required data relating to the financial condition of the City, exclusive of operations of the Board of Water and Light.

Respectfully submitted,

JAMES W. DOWSETT,
Finance Director,

STEPHEN W. DUARTE,
City Controller.

Referred to Committee on Ways and Means.

DATE: 11/3/80

TO: City Council President and Members
 FROM: Gerald W. Graves, Mayor
 SUBJECT: Christmas and New Year's Holidays.

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
 Mayor.

Received and placed on file.

DATE: 10/31/80

TO: City Council President and Members
 FROM: Gerald W. Graves, Mayor
 SUBJECT: Concurrence with attached correspondence from the Director, Building Safety and Development. Re: Trash Removal Assessment.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
 Mayor.

By COUNCILMAN LINDEMANN—

That we concur in the recommendation of the Mayor and said assessments be placed on the assessment roll.

Carried.

DATE: 11/4/80

TO: City Council President and Members
 FROM: Gerald W. Graves, Mayor
 SUBJECT: Concurrence with attached correspondence from the Director, Building Safety and Development. Re: Weed Assessment.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
 Mayor.

By COUNCILMAN LINDEMANN—

That we concur in the recommendation of the Mayor and said assessment be placed on the assessment roll.

Carried.

November 5, 1980

Council President Adado and
 Members of the Lansing City Council
 Tenth Floor—City Hall
 Lansing, Michigan 48933
 Dear Council President and Members:

For several months I have been concerned about loitering and soliciting circumstances which have taken place in the City-owned parking lot in the 500 block of East Michigan Avenue. These problems have made that lot undesirable for general citizen use and a harboring point for undesirable individuals.

Much of the problem in that parking lot may be attributed to the poor lighting which allows these individuals to conduct their activities with less detection by the Lansing Police Department. For that reason, I have asked the Board of Water and Light to develop recommendations for lighting improvements in that parking lot and in the alley which runs in an East-West direction through the parking lot.

The Board of Water and Light has recommended replacement of all existing high wattage mercury vapor lights with lower wattage sodium vapor lights in the alley and parking lot. The sodium vapor provides more visible lighting and more even lighting throughout the area while the lower wattage requirements of sodium vapor lights will result in reduced utility charges. The Board will initiate this work by installing the alley lights from its own alley lighting budget.

The cost of the lighting improvements to be made to the parking lot is estimated at \$600.00. There is insufficient money in the account for this parking lot to do this work. Therefore, I wish to urge your immediate action to transfer \$600.00 from the South Washington Mall Equipment Account (585-570-425-977) to the Maintenance Account for this parking lot (585-570-415-932). When this transfer is approved, the Parking Division will initiate a purchase order to the Board of Water and Light for these lighting improvements which may be completed within a couple of weeks.

I ask for your concurrence on this transfer to enable the general citizenry to use this parking lot without fear of being approached for immoral purposes. I believe this is one step the City of Lansing can take to provide assistance to our citizens and to the businesses in that area which require that parking lot to provide support to their establishment.

Sincerely,

GERALD W. GRAVES,
 Mayor.

Referred to Committee on Ways and Means.

November 6, 1980

Honorable Council President Louis F. Adado
 and Members of the Lansing City Council

10th Floor, City Hall

Lansing, MI 48933

Dear Council President and Members:

The Fire Chief, Administrative Services Director and Purchasing Director have informed me that there has been a rapid and unanticipated deterioration in the roofs on Fire Stations Nos. 3, 5 and 9. They have advised me that a failure to make repairs prior to the onset of snowy weather would inevitably result in very costly further deterioration of the roofs and damage to interiors of the buildings. For these reasons, I have authorized these administrators to seek three quotes for the repairs and I will approve an emergency purchase order when a contractor is selected. Normally we would go to bid on such a project, but due to the fact that extensive damage was just discovered, that winter is rapidly approaching, and that the time consumed by the normal bidding process would delay the repairs until next spring, we have determined it would not be in the best interests of the City to go to bid. I will, therefore, transmit to you, at the earliest possible date, the emergency purchase order for these repairs.

The funds to make the repairs are currently available in Administrative Services accounts. It is anticipated that the repairs will cost approximately \$22,000, and this will substantially deplete the budget approved for unscheduled maintenance of our buildings. It is possible that should we encounter another costly unscheduled project during the remainder of the fiscal year, that we would have to seek an additional appropriation for unscheduled building maintenance. We will only make such a request if it is clear that delaying some repair until the next fiscal year will clearly result in materially increased costs to the City.

The Fire Chief, Administrative Services Director and Purchasing Director are available to answer any questions you might have on this matter. Please contact Mr. Purvis if you desire to meet with any members of the Administration.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety and Committee on Ways and Means.

DATE: 11/6/80

TO: Honorable Council President and Members

FROM: Mayor Gerald W. Graves

SUBJECT: New Sidewalk Construction in front of 2820 E. Saginaw

The attached memorandum is submitted for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

November 6, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

10th Floor, City Hall

Lansing, MI 48933

Dear Council President and Members:

I am herewith attaching a definite schedule of events regarding the development of the 100 Block Closing Schedule, and a resolution for your approval, which will extend the Letter of Agreement between the City of Lansing and Stok Corporation. Same permits and development to proceed.

On Thursday, the Administration presented to you, at Committee of the Whole, the report titled, ONE MICHIGAN AVENUE, which included the design concept of the 417 room hotel, outline of areas, the general requirements of the high-rise office building, the general requirements of the retail area, and the construction estimates for each of the aforementioned.

I request your support and approval of the resolution as soon as possible.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file.

DATE: 11/6/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Assistant Director of Public Service. Re: Parking Prohibition South of City Market.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 11/6/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director. Re: LS-74-80 East side of Pheasant Avenue at Pollard Road; LS-75-80 1123 Hillcrest; LS-67-80 2826 Reo Rd.; LS-73-80 West side of Pheasant Avenue just south of Pollard Road.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 11/6/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Administrative Review Committee. Re: Sale of Vacant Lot NDA No. 3—1541 New York.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

RESOLUTIONS

By COUNCILMAN BRENKE—
GENERAL SERVICES—

Resolved by the City Council of the City of Lansing:

Resolved by the City Council of the City of Lansing the request of the Chief Okemos Council of the Boy Scouts of America, in cooperation with the Junior League of Lansing to sell 1981 calendars in Lansing for \$2.00 each during the month of December is hereby approved provided the proper license is obtained from the City Clerk and the Police Department is notified of the sale.

Adopted by the following vote:

Unanimously.

By COUNCILMEN GUNTHER and
WORTHINGTON—

Resolved by the City Council of the City of Lansing:

Whereas, The Community Design Center commenced operation on November 12th, 1970 under the formative influence of the Model Cities Program and the Mid-Michigan Chapter of the American Institute of Architects, and;

Whereas, the goals for community service included reducing sub-standard housing, in the Model Cities Neighborhoods, making the citizens of these areas more employable and effectively representing residents for the development of community design, and;

Whereas, the training program became so successful by 1974 it was incorporated by the Michigan State Board of Education as a private institution, and;

Whereas, the CDC has been involved with many projects over the years, including the preservation of housing stock, the Dodge Mansion renovation, the Grand River boat launch, CATA bus shelters, Kingsley Place, and the 1977 R/UDAT study, to name a few, and;

Whereas, during the past decade over 550 Design Center students, including minorities and women who have never had opportunities in the professional job market, have found meaningful employment, and;

Whereas, the program has recently been expanded to include instruction in graphics and printing with the emphasis on community service, and

Whereas, of 60 existant design centers across the nation, the Lansing CDC is held in high regard, now

Therefore, Be It Resolved, the City Council of the City of Lansing hereby extends its sincere appreciation of, and commendation to the Community Design Center and its Director Mr. Pat Smith for 10 years of service to Lansing.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing's Carl G. Fenner Arboretum serves to promote an understanding of nature through programs, and through facilities that offer a contrast to its surrounding urban area; and

Whereas, the objectives of the Arboretum, established and maintained since 1961, include the offering of activities and information necessary for developing an appreciation of the environment and a sensitivity to all natural things; and

Whereas, the Fenner Arbortum serves as a recreational resource for people residing within the Lansing Metropolitan area, as well as being a leader in environmental programs throughout the State of Michigan; and

Whereas, people of the community have been served by the Arboretum, and now wish to assist in its continued improvement, growth, and service; and

Whereas, such a group has been organized as the Friends of the Fenner Arboretum, under the leadership of Dr. Gordon Spink; and

Whereas, the organization has prepared bylaws that have been reviewed and approved by the Park Board and by the Mayor, and has conducted activities for both program development and improvement of the facilities;

Now, Therefore, Be It Resolved the Lansing City Council does hereby formally recognize the Friends of the Fenner Arboretum, applaud its interest, encourage continued contribution, and wish every success in its service to both present and future generations desiring to learn about their natural environment.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

ACT-31-80
Street Vacation and Sale,
1500 block of Victor Avenue

Whereas, the City of Lansing currently owns a deeded parcel of land in the 1500 block of Victor Avenue, legally described as:

A strip of land 25 feet inside the east side of the northwest $\frac{1}{4}$ of Section 28 T4N, R2W, thence north 94 feet from the south line of Section 29, thence east on the south line of Section 29, 25 feet to the northwest $\frac{1}{4}$ Section line of Section 29, to the point of beginning;

and

Whereas, the City has been requested to vacate and sell this parcel to adjacent property owners; and

Whereas, following an Act 285 review, the Planning Department, Planning Board, and the Mayor have recommended vacation and sale with stipulations;

Now, Therefore, Be It Resolved the Lansing City Council hereby approves the vacation and sale of the above-described property 1425 and 1507 Victor Avenue, for an amount to be determined by the City Assessor, provided that a full width utility easement is retained by the City.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, it may be desirable for the city to purchase the property described as:

Lot 1, Block 11, also Lots 10, 11, 12 & 13, Block 10, Original Plat, also, the vacated Street and Alley therein as recorded June 23, 1847, Liber 7, Page 598, Ingham County Records. (1801 Turner St.)

Now, Therefore, Be It Resolved, by the Lansing City Council that the Property Manager is hereby authorized to proceed in obtaining an Option to Purchase at a price not to exceed the Fair Market Value as established by an independent fee appraiser.

Be It Finally Resolved, that the Finance Department be authorized and directed to make funds available in an account to cover the cost of an appraisal, title commitment and the option money necessary to procure an Option on subject property.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, emergency service to Lansing residents by fire department paramedics has made our City Number One in the State of Michigan since the program began locally five years ago; and

Whereas, the City Council believes that one of the best and most worthwhile expenditures of tax dollars will always be for the emergency protection and preservation of human lives; and

Whereas, the City Council further believes residents of the City, regardless of location, are entitled to an equally high level of emergency service by the fire department, through dispersal of resources for maximum effectiveness;

Now, Therefore, Be It Resolved the Lansing City Council hereby authorizes the Administration to take steps necessary to provide all areas of the City with an equal level of service by the Ambulance Division of the Lansing Fire Department, including:

1. Upgrade the EMT ambulance at No. 4 fire station to paramedic ambulance status, by using equipment currently held as reserve, and obtain the appropriate license from the State of Michigan.
2. Return to the City Council with a request for funds to purchase all replacement equipment required by law to be maintained in reserve.

and

Be It Further Resolved the Board of Fire

Commissioners and the Administration are requested to work together on a report to the Council by March 1, 1981, containing recommendations for establishing reasonable goals for response times under normal circumstances for all emergency services provided by the Fire Department.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, on October 12, 1979, the Lansing City Council approved a Letter of Agreement between the City of Lansing and Stok Corporation for the development of the 100 Block; and,

Whereas, that Letter of Agreement gave Stok Corporation exclusive rights for the development of the 100 Block for six (6) months or for as long as Stok Corporation met time requirements set forth in an agreed-upon schedule of development; and,

Whereas, on April 21, 1980, the Lansing City Council extended the Letter of Agreement with Stok Corporation for an additional six (6) months expiring on October 22, 1980; and,

Whereas, the Lansing City Council subsequently extended the Letter of Agreement from October 22, 1980, through November 12, 1980; and,

Whereas, during that period of time a definitive schedule of events has been developed by Stok Corporation and representatives of the City of Lansing (a copy of which is attached hereto); Now, Therefore,

Be It Resolved that the Letter of Agreement between the City of Lansing and Stok Corporation be extended so long as Stok Corporation and its associates substantially comply with the attached time schedule.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nay: Councilman Blair—1.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, it is necessary to hold a public hearing prior to the Council approval of Industrial Facilities Exemption Certificate for the following petitioner,

Industrial Development District No. 10

Petitioner: Olofsson Corporation
2727 Lyons Avenue

Therefore Be It Resolved that the City Clerk give at least 10 days notice of a public hearing when all persons interested may attend and make any objections they may have to the approval of the certificate and

Further Resolved that the City Clerk notify the legislative body of each taxing unit which levies ad valorem property taxes in the City and

Further Resolved that such hearing shall be held at the Council Chambers in the City Hall on December 1, 1980, at 7:00 p.m. and that notice of such hearing be published in a publication of general circulation of said City.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, it is necessary to hold a public hearing prior to the Council approval of Commercial Redevelopment Exemption Certificate for the following petitioner,

Commercial Redevelopment District CRD-10-80

Petitioner: Samuel D. Ingham Building Company
116 W. Ottawa Street

Therefore Be It Resolved that the City Clerk give at least 10 days notice of a public hearing when all persons interested may attend and make any objections they may have to the approval of the certificate and

Further Resolved that the City Clerk notify the legislative body of each taxing unit which levies ad valorem property taxes in the City and

Further Resolved that such hearing shall be held at the Council Chambers in the City Hall on December 1, 1980, at 7:00 p.m. and that notice of such hearing be published in a publication of general circulation of said City.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

RESOLUTION APPROVING PROJECT PLAN AND CONSENTING TO LOCATION OF PROJECT

At a meeting of the City Council of the City of Lansing, Ingham County, Michigan, held at 7:00 o'clock p.m., Michigan Time on November 10, 1980.

Present: Councilmen Adado, Belen, Blair, Gunther, Lindemann, McKane, Worthington—8.

Absent: None.

The following preamble and resolution were offered by Councilman Belen and supported by Councilman McKane:

Whereas, there has been presented to this City Council by the Olofsson Corporation (hereinafter the "Company"), a proposed plan to construct a building addition and install machinery and equipment at the Company's manufacturing facility in the City of Lansing (the "Project Plan"); and

Whereas, the Company has represented that the proposed Project consists of constructing a building addition and installing machinery and equipment; and

Whereas, the Council has been advised that the Company has requested the Michigan Job Development Authority (the "Authority"), created under Act 301, Public Acts of 1975, as amended (the "Act"), to finance the acquisition of the Project through the issuance of bonds in accordance with the provisions of the Act; and

Whereas, the Act and administrative rules of the Authority require that, prior to the issuance of such bonds, the governing body of the municipality in which the Project is to be located approve the Project Plan and consent to the location of the Project; and

Whereas, the Council is in agreement with the Project Plan.

Now, Therefore, Be It Resolved by the City Council of the City of Lansing as follows:

1. The Project Plan, as further detailed and presented to this Council at this time, is hereby approved, and this Council hereby consents to the location of the Project described therein in the City of Lansing.

2. This City Council further requests the Authority to assist the Company under the provisions of the Act.

3. All prior resolutions of this Council, insofar as they conflict with this resolution, are hereby repealed.

RESOLUTION DECLARED ADOPTED.

Yeas: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington.

Nays: None.

CERTIFICATE OF CLERK

I hereby certify that the foregoing is a true and complete copy of a resolution of the City Council of the City of Lansing, Michigan, adopted at a regular meeting of said Council held on November 10, 1980, and that said meeting was held and the Minutes therefor filed in full compliance with the Open Meetings Act, being Act No. 267 of the Public Acts of Michigan of 1976.

THEO FULTON,
City Clerk.

Dated: November 10, 1980

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT
COMMITTEE—

RESOLUTION APPROVING SECOND MEETING OF THE PROJECT CITIZENS DISTRICT COUNCIL AND NOTICE THEREOF

(Michigan Association of Counties Project)

Minutes of a regular meeting of the City Council of the City of Lansing, Michigan, held at 7:00 o'clock p.m., Michigan Time, on November 10, 1980, at which the following members were present:

Councilmen Adado, Belen, Blair, Brenke, Lindemann, McKane, Worthington; and the following were absent:

None.

The following preamble and resolution were offered by Councilman Belen and supported by Councilman McKane:

Whereas, by resolution dated June 23, 1980, this City Council has previously approved the Project Area and Project District Area for the Michigan Association of Counties Project (the "Project") to be financed with the assistance of The Economic Development Corporation of the City of Lansing (the "EDC"); and

Whereas, by resolution dated June 23, 1980, this City Council has resolved that a Project Citizens District Council be established as an advisory body to the EDC, the Lansing Planning Board and this City Council concerning the preparation of a Project Plan for the Project; and

Whereas, a meeting of the Project Citizens District Council for the Project was scheduled for July 10, 1980 and the Notice for such meeting was published in The State Journal in conformity with Section 15 of The Economic Development Corpora-

tions Act, being Act No. 338, Public Acts of Michigan, 1974, as amended (the "Act"); and

Whereas, an insufficient number of citizens attended the July 10, 1980 meeting of the Project Citizens District Council to organize the Project District Citizens Council in conformity with Section 12 (1) of the Act; and

Whereas, this City Council is desirous of encouraging the formation and organization of the Project Citizens District Council for this Project by scheduling a second meeting for the Project Citizens District Council.

Now, Therefore, Be It Resolved By This City Council Of The City Of Lansing as follows:

1. A second meeting of the Project District Citizens Council for the Project is hereby scheduled for November 19, 1980, at 8:10 p.m. at the Lansing Planning Department Conference Room, Second Floor, City Hall Annex, 118 North Washington Square, Lansing, Michigan.

2. The City Clerk is hereby directed to cause the attached Notice to be published in The State Journal at least three (3) days prior to November 19, 1980, the scheduled date for the second meeting of the Project Citizens District Council.

3. If an insufficient number of citizens attend the November 19, 1980, meeting of the Project Citizens District Council, then no Project Citizens District Council will be formed. This City Council and the EDC will thereafter rely on Section 15 (4) of the Act and proceed with all steps necessary to finance the Project.

4. The City Clerk be, and hereby is, directed to provide a certified copy of this resolution to the Secretary of the EDC.

ADOPTED:

Yeas: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington.

Nays: None.

Not Voting: None.

Absent: None.

STATE OF MICHIGAN)
COUNTY OF INGHAM) ss.

I hereby certify that the foregoing is a true and complete copy of the minutes of a regular meeting of the City Council of the City of Lansing, County of Ingham, Michigan, held on the 10th day of November, 1980 and that said minutes are on file in the Office of the City Clerk and are available to the public.

Dated: November 10, 1980

THEO FULTON,
Lansing City Clerk.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council has established a policy regarding the disposition of vacant lots in Neighborhood Development Areas; and

Whereas, Section 8-403.4 of the City Charter of the City of Lansing requires that City Council approve proposed sales of real estate,

Now, Therefore, Be It Resolved by the Lansing City Council that the following proposed sales be and are hereby approved:

To Arthur Petsikas, the property legally described as the South 20 feet of the East 44 feet of Lot No. 7, the South 20 feet of Lot No. 8, and the South 20 feet of the West 33 feet of Lot No. 9, all in Block 6, Handy Home Addition, City of Lansing, Ingham County, Michigan. (Parts of 706, 712 and 716 Walker Street, Parcels No. 3301-10-158-131, No. 3301-10-158-121, No. 3301-10-158-111).

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

P-15-80
Midwood Meadow
Tentative Approval of Preliminary Plat

Whereas the preliminary plat of Midwood Meadow Subdivision has been submitted for tentative approval; and

Whereas the Planning Board, pursuant to Act 285, Public Acts of 1931 as amended, has approved the submitted request and recommends that City Council approve the preliminary plat subject to conditions; and

Whereas the Physical Development Committee of City Council has reviewed the report of the Planning Board and does concur therewith;

Now, Therefore, Be It Resolved that the preliminary plat of Midwood Meadow Subdivision be given tentative approval subject to the following conditions:

- 1) That the final plat be developed with all public improvements as required by the Lansing Subdivision Regulations and the Michigan State Plat Act.
- 2) That all lots be graded so that surface water will not drain so as to adversely affect adjacent properties.
- 3) That the developer utilize an underground electrical distribution system as specified in Section 37-33 of the Subdivision Regulations.
- 4) That the necessary easements be provided for the installation of utilities.
- 5) That the requirements of the Fire Marshal be complied with.
- 6) That the requirements of all other responding agencies be complied with.
- 7) That the tentative preliminary approval be granted for a period of twelve (12) months; and

Be It Further Resolved that the City Clerk be, and she is hereby, directed to attach this approval to the plat and return it to the proprietor.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

SUP-10-80
2045 West Jolly Road
3305-05-102-311
3305-05-102-001, and 011

Whereas in accord with the provisions of Section 36-42(12) of the Lansing Zoning Code, a request was made by Reverend David Stephens, Pastor of the United Pentecostal Church, to obtain a special use permit to allow the operation of a day care center to provide care and education for a maximum of 28 pre-school children upon the premises known as 2045 West Jolly Road; more particularly described as:

Lots 126 and 127, Maple Grove Subdivision No. 3, City of Lansing, Ingham County, Michigan; and

Whereas the Planning Board, at the September 9, 1980 meeting, recommended that the special use permit be approved subject to conditions; and

Whereas the Physical Development Committee of the City Council has reviewed the report of the Planning Board and does concur therewith;

Now, Therefore, Be It Resolved that the

Council of the City of Lansing hereby officially expresses its intent to approve special use permit number 10 of 1980 and allow the operation of a day care center to provide care and education of 28 pre-school children subject to the following conditions:

- 1) The maximum number of children to be cared for on the premises at any given time shall be not more than twenty-eight (28).
- 2) Prior to the occupancy of the educational wing or any other portion of the Church by the Day Care Center, the structure shall be inspected by the Department of Building Safety and Development, the Fire Prevention Bureau and the Planning Department. No occupancy of the structure shall be permitted until said Departments have certified that the structure and the site meet the necessary state and local building, fire and Zoning Code requirements.
- 3) A minimum of 5,000 square feet of outdoor play space shall be provided. A specific plan showing the size, precise location(s) on the site and all proposed improvements including landscaping, screening where necessary and fencing shall be submitted by the petitioner to the Planning Department for approval. Said plan shall be submitted in accord with the provisions of the Landscape, Screening and Buffering Ordinance and the minimum requirements of Section 36-42(11) which regulates day care centers; and

Be It Further Resolved that this resolution shall expire after a period of six (6) months; except that Reverend Stephens, or his designee, may request an extension.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

SUP-11-80
5000 Block of Stafford
3301-33-379-121 and 131

Whereas, in accord with the provisions of Section 36-41(11) of the Lansing Zoning Ordinance, a request was made by Musette Michael, Director of the Bridge Houses, for approval of a special use permit for the purpose of establishing a shelter home for twelve (12) teen aged girls upon the premises located in the 5000 block of Stafford Avenue (east side), more particularly described as:

The north 120 feet of Lot 2 of Creys Acres Subdivision, a part of the east

$\frac{1}{2}$ of the southwest $\frac{1}{4}$ of Section 33, T4N, R2W, City of Lansing, Ingham County, Michigan; also a parcel of land described as beginning at the northeast corner of said Lot 2; thence east along the south line of Lot 3 of said Creyta Acres to the southeast corner of said Lot 3, thence south 120 feet; thence west 132 feet to a point on the east line of said Lot 2; thence north along the east line of said Lot 2, 120 feet to the point of beginning; and

Whereas the Planning Board, at its meeting of September 23, 1980, recommended that the special use permit be approved subject to conditions; and

Whereas the Physical Development Committee of City Council has reviewed the report of the Planning Board and basically concurs therewith, but added further conditions;

Now, Therefore, Be It Resolved that the Council of the City of Lansing hereby grants special use permit number 11 of 1980 to allow the operation of a shelter home for twelve (12) teen aged girls in the above described premises subject to the following conditions:

- 1) The driveway be placed on the south side of the house.
- 2) A fence, size and type to be approved by the Planning Department, be placed on the north side of the property.
- 3) All requirements of the Zoning and Building Codes be met; and

Be It Further Resolved that the City Clerk be, and she is hereby, directed to notify the applicant of this action.

Adopted by the following vote:

Unanimously.

Much discussion was held on Resolution No. 6d2 relative a Special Use Permit for SUP-11-80 — 5000 block Stafford St.

By COUNCILMAN BRENKE—

That the following amendment be made to the resolution that in the 1st paragraph and the 4th paragraph the "twelve (12)" be changed to read "six (6)."

Adopted by the following vote:

Yeas: Councilmen Adado, Brenke, Gunther, Lindemann, McKane—5.

Nays: Councilmen Belen, Blair, Worthington—3.

By COUNCILMAN WORTHINGTON—

That this be referred back to the Committee on Physical Development for further study.

Carried.

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the 18th day of August, 1980, this council was petitioned to change the following described property from "D" Apartment District to "J" Parking District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 27th day of October, 1980, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-29-80 — 700 block of River Street,
3301-21-202-021.

More particularly described as:

The north 37 feet of the south 46.5 feet of Lot 1, Block 174 of the Original Plat of the Town of Lansing, City of Lansing, Ingham County, Michigan;

from a "D" Apartment District to a "J" Parking District.

Whereas, pursuant to Act 207, Public Acts of 1921 as amended, the Planning Board advised City Council to deny the request; and

Whereas the Physical Development Committee of City Council has reviewed the report of the Planning Board and does concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the request to rezone the above described property from a "D" Apartment District to a "J" Parking District be denied; and

Be It Further Resolved that the Clerk be, and she is hereby, directed to notify the applicant of this action.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the 11th day of August, 1980, this council was

petitioned to change the following described property from "A" One Family Residential District to "F" Commercial District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 27th day of October, 1980, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-27-80 — 3412 Burchfield, 3301-32-226-491.

More particularly described as:

Lot 61, Supervisor's Plat of Burchfield Subdivision, City of Lansing, Ingham County, Michigan;

from an "A" One Family Residential District to an "F" Commercial District.

Whereas, pursuant to Act 207, Public Acts 1921 as amended, the Planning Board advised City Council to deny the request; and

Whereas the Physical Development Committee of City Council did not concur with the report of the Planning Board, but recommended approval subject to conditions;

Now, Therefore, Be It Resolved that the request to rezone the above described property from an "A" One Family Residential District to an "F" Commercial District be approved subject to the following conditions:

- 1) Access to the property be from Holmes Road,
- 2) The curb cut at 3412 Burchfield be closed in a manner approved by the Public Service Department,
- 3) Landscaping, screening and buffering be installed as required by the Landscaping, Screening and Buffering Ordinance; and

Be It Further Resolved that the City Clerk be, and she is hereby, directed to notify the applicants of this action.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON WAYS & MEANS—

Resolved by the City Council of the City of Lansing:

That the following transfers be approved:

\$120.00 from Salaries & Longevity—
Emergency Services
A/C 101-426-000-702

\$120.00 to Overtime—Emergency
Services
A/C 101-426-000-708

I hereby certify that this is a properly drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Approved:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
TERY J. McKANE,
Ways and Means Committee.

Adopted by the following vote:

Unanimously.

By COUNCILMAN McKANE—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived for the purpose of presenting items that are not listed on the agenda.

Carried.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, Tuesday, November 4th was a significant day for the citizens of Lansing as well as all Americans; and

Whereas, the 67.6% voter turnout in the City was the heaviest on record; and

Whereas, all citizens who were in line at the polls by 8:00 p.m. were allowed to vote; and

Whereas, many precincts reported people still voting late in the evening; and

Whereas, our City Clerk, Theo Fulton and members of her election team after working a very full day, worked until after 2:00 a.m., handling all the returns,

Now, Therefore, Be It Resolved the City Council of the City of Lansing hereby applauds Theo Fulton and her staff for their dedication and conscientious adherence to all state and federal election laws.

Adopted by the following vote:

Unanimously.

**REMARKS BY THE MAYOR'S
EXECUTIVE ASSISTANT**

No comment.

REMARKS BY CITY COUNCIL

No comment.

Jack Sudberry, 5009 Stafford spoke about
SUP-11-80.

By COUNCILMAN BLAIR—

That this meeting stand adjourned.

Carried.

Council adjourned at 8:32 P.M.

THEO FULTON,
City Clerk.

Lansing, Michigan

November 10, 1980

F/B

CITY CLERK'S OFFICE

Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE

**U. S. POSTAGE
PAID**

**Permit No. 1461
Lansing, Michigan**

867

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, November 17, 1980

CITY COUNCIL ROOMS

Lansing, Michigan

November 17, 1980

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by President Adado.

Present: Councilmen Adado, Belen, Blair, Brenke, Gunther, McKane, Worthington—7.

Absent: Councilman Lindemann—1.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Gunther.

Pledge of Allegiance was led by Councilman Gunther.

HEARING ON PROPOSED CHANGE IN ZONING CLASSIFICATION

November 17, 1980, at 7:00 o'clock being the time set as the time for holding a hear-

ing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-31-80 — 113-115 Mill St. (North of Michigan Avenue),

be rezoned from "A" One Family Residence District to "G-2" Wholesale District.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

Referred to Committee on Physical Development.

HEARING ON PROPOSED FOSTER CARE FACILITY

November 17, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed Foster Care Facility as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

FCF-5-80 — 1018 Clear St.
(To be used as a Foster Care Facility.)

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed Foster Care Facility provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed Foster Care Facility.

Referred to Committee on Physical Development.

**THE PUBLIC MAY NOW ADDRESS
THE CITY COUNCIL ON ANY OF
THE FOLLOWING ITEMS LISTED
ON THE AGENDA: COMMUNICA-
TIONS AND PETITIONS, COMMIT-
TEE REPORTS, REPORTS OF CITY
OFFICERS AND BOARDS, AND RES-
OLUTIONS. YOU MAY SPEAK
ONLY FOR 3 MINUTES ON ANY
ONE ITEM.**

Lou Ann Haskins, 4320 Stillwell, spoke on Hill High School possibly closing.

Patty Anderson, 111 S. Capitol, spoke on resolution 5B.

COMMUNICATIONS AND PETITIONS

The following claims have been filed:

Greg Blass for damage to his automobile due to being directed to park too close to a guard rail at the Lansing Civic Center.

Agnes Byndrian for injuries sustained due to fall at Civic Center.

Marjorie Blincoe Waterman for damage to a cemetery marker at Evergreen Cemetery due to moving equipment.

Susan Patterson for damage to her automobile due to hole in street.

Melvin Hawk, requesting monetary payment for loss of clothing due to a non-injury accident when some battery acid spilled on his jacket while working as an employee of the City.

Referred to Mayor, City Attorney.

Petitions filed for rezoning:

Z-43-80 —

The South $\frac{1}{2}$ of Lot 21, Block 10, Bush, Butler, Sparrow Additions, City of Lansing, Ingham County, Michigan, from "C" Two Family Residential District to "F" Commercial District — (328 S. Butler Blvd.).

Z-44-80 —

Commencing at the N.E. corner of Lot 20, thence south on east lot line 175.8 feet thence North 54°45' West 127.7 feet to Northeasterly right-of-way line of M-99, thence North 33°30' East, 132.2 feet to the Northwest corner of Lot 20, thence East 35.5 feet to beginning, of Supervisors Plat of Prosperity Farms, Delhi Township, now City of Lansing, Ingham County, Michigan from "E-2" Drive-In Shop District to "F" Commercial District—(5303 S. Logan St.).

Referred to Mayor, Planning Board.

Letter of thanks from Lansing Trappers Club for assistance of the City of Lansing during the 1980 Women's Major Fast Pitch Tournament held last August.

Referred to Mayor.

Request from Bruce Stratton for extended services for Concord Development.

Referred to Mayor, Committee on Physical Development.

Petition filed requesting that Hill Community High School not be converted from a High School to a Vocational Education Center.

Referred to Mayor, Committee of the Whole.

MAYOR COMMENTS ON ANY ITEM ON THE AGENDA:

No comment.

REPORTS OF CITY OFFICERS AND BOARDS

November 13, 1980

Honorable Mayor and Members
of the Lansing City Council

Re: Proposed settlement of condemnation litigation; City of Lansing v Frank Basel; File No. 79-23827-CC.

Dear Mayor and Council:

The condemnation hearing in the matter of the City of Lansing v Frank Basel was set for a pre-trial conference on October 17, 1980. The property involved three (3) rental units in two (2) separate structures and is located at 1520 New York Avenue in NDA No. 3. It is a part of the federally funded NDA No. 3 project for the rehabilitation of blighted areas and the improvements of neighborhoods.

Unsuccessful negotiations for the purchase of this property had taken place between the Housing and Redevelopment Division and Mr. Frank Basel prior to this office's filing suit on September 12, 1979. However, on October 17, 1980, the City and the property owner agreed to settle the case based upon a purchase price of \$19,750 subject to the approval of the City Council. The City's appraised value of the property is \$17,500. However, due to costs and other uncertainties involved in litigation of this matter, including the increase in property value due to inflation, this office is of the opinion that it is in the public interest to settle this matter for the negotiated price of \$19,750.

It is therefore the recommendation of this office that the City Council approve the settlement of this matter for \$19,750 as described above.

Respectfully submitted.

STEPHEN R. SAWYER,
City Attorney.

By COUNCLMAN BELEN—

That we concur in the recommendation of the City Attorney and said settlement be approved.

Carried.

November 14, 1980

President Louis Adado and
Members of City Council

Re: Redemption of Liability in a Workers Compensation Disability Matter
Entitled Dwayne Sublett v City of Lansing

Dear President Adado and
Members of City Council:

In accordance with Article 4, Chapter 3, Section 4-304.7 of the Lansing City Charter, this office hereby requests your authorization to settle the above captioned matter by redeeming the City's liability for the sum of Three Thousand Five Hundred Dollars (\$3,500.00).

On or about December 7, 1977, Mr. Dwayne Sublett allegedly injured his lower back while picking up tree stumps in his capacity as a laborer for the Parks Depart-

ment. As a result of this injury with a few minor exceptions, the City continuously paid Mr. Sublett workers compensation benefits through September 12, 1979 at which time the City terminated benefits because of a report by Dr. John DeBruin. Dr. DeBruin stated he could not explain Mr. Sublett's symptomatology and could not to a reasonable degree of medical certainty determine the cause of Mr. Sublett's injury. On September 28, 1979, Mr. Sublett's employment was terminated when his CETA eligibility ended.

Mr. Sublett then, through his attorney, filed a petition for disability benefits under the Workers Compensation Act alleging that Mr. Sublett sustained a physical disability to his back as a result of the lifting of the tree stumps on December 7, 1977. This petition was later amended to state that Mr. Sublett suffered emotional injury which he honestly perceived was caused by the incident with the tree stump.

Mr. Sublett was then examined by Dr. Graydon Forrer a psychiatrist and Mr. Michael Biafora, a licensed medical examiner. Mr. Biafora's report indicated that Mr. Sublett showed signs of hypochondriasis, passive-dependent behavior and psychophysiological reaction although on deposition Dr. Forrer indicated these were traits of personality only and were not caused in his opinion by the alleged injury on December 7, 1977.

Under the law of Workers Compensation, however, a claimant is entitled to compensation benefits for emotional injuries provided the claimant honestly perceives that his mental condition was caused, aggravated, or accelerated by a physical trauma experienced at work. Under this rule then, if Mr. Sublett were to testify, which it is certain he would, that he honestly felt he had emotional injury which he honestly felt was caused by the lifting incident on December 7, 1977, he would be entitled to recover.

Under this rule, even though the medical testimony is bent in the direction of the City, there is a good chance Mr. Sublett would receive an open award which in this case would include:

Accrual: \$7,740.80

Annual Benefits: \$6,822.40

Total: \$14,563.20

Each additional year of liability would cost the City \$6,822.40.

Moreover, even if Mr. Sublett were to lose, he could still bring suit against the City if, in the future, he were to reinjure his back while subsequently employed. Because Mr. Sublett is only twenty-five years of age, he has many potential future working years and the City would be potentially exposed to liability during all those years.

As a result this office has negotiated a settlement in this matter in the amount of

NOVEMBER 17, 1980

Three Thousand Five Hundred Dollars (\$3,500.00). This amount represents approximately one half of the City's potential accrued liability only. In view of the foregoing, it is the recommendation of this office that City Council approve the redemption of liability for the sum of Three Thousand Five Hundred Dollars (\$3,500.00).

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BELEN—

That we concur in the recommendation of the City Attorney and said redemption of liability be approved.

Carried.

November 12, 1980

Honorable Mayor and Members
of the Lansing City Council

Re: Claim of Michael & Janice Wolfston
in the amount of \$146.84

Dear Mayor and Council:

Claimants allege that on August 20, 1980, while traveling south on Aurelius Road between Willard and Hoyt Roads at approximately 11:45 a.m. their vehicle struck a manhole cover causing damage to its undercarriage, the exhaust pipe and converter exhaust shield. Claimant submitted a paid bill for cost of repair and replacement of the exhaust pipe and converter exhaust shield and undercarriage in the amount of \$146.84 and seek reimbursement of that amount.

Mr. Howard G. McCaffery, Director of the Public Service Department, informed this office that his department received a call from the Lansing Police Department at 12:30 p.m. on August 20, 1980, stating that a manhole cover had come off on Aurelius Road. A City truck was dispatched at 12:35 p.m. on August 20, 1980, and could not find any manhole cover off, but the crew placed a wedge in a cover indicated to them by the workmen at Forrest Road School as being the cover that had been off in order to prevent a recurrence. The Public Service Department had no previous knowledge or information indicating that any problem existed with this manhole cover.

State statute provides:

"Each governmental agency having jurisdiction over any highway shall maintain the highway in reasonable repair so that it is reasonably safe and convenient for public travel. Any person sustaining bodily injury or damage to his property by reason of failure of any governmental agency to keep any highway under its jurisdiction in reasonable repair, and in condition reason-

ably safe and fit for travel, may recover the damages suffered by him from such governmental agency." MC-LA 691.1402; MSA 3.996(102)

MCLA 691.1403; MSA 3.996(103) further provides:

"No governmental agency is liable for injuries or damages caused by defective highways unless the governmental agency knew or in the exercise of reasonable diligence should have known of the existence of the defect and had a reasonable time to repair the defect before the injury took place."

Based on the foregoing statutory provisions and the facts presented by this claim, it is apparent that the City of Lansing had no notice of the alleged defect concerning this manhole at the above-stated location prior to the time of the alleged incident, nor a reasonable time to repair the same. Therefore, it is the recommendation of this office that the claim be denied on the basis of governmental immunity.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN McKANE—

That we concur in the recommendation of the City Attorney and said claim be denied.

Carried.

November 12, 1980

President Adado and members
of the City Council

City Hall

Lansing, Michigan

Gentlemen:

I am attaching a letter of intent signed by Senga (Penny) Knupp, employee of the Lansing Parks and Recreation Department, who intends to be doing business with the City.

Sincerely,

THEO FULTON,
City Clerk.

Received and placed on file.

November 7, 1980

To Whom It May Concern:

I have signed up to be a substitute basketball official in the Lansing Parks and Recreation Adult Basketball League for the Winter Term of 1980-81. This program is

a part of the programs administered by the Recreation Division, in which I am employed. However, I am not involved in any way in the organization or operation of this program.

Sincerely,

SENGA (PENNY) KNUPP,
Social Security No. 286-42-3064

November 12, 1980

Mayor Gerald W. Graves,

Council President Louis Adado
and City Council Members

Re: Walco/Federal Forge Project
EDC Project

Dear Mayor Graves and
City Council Members:

We are forwarding to you a resolution approved by the Lansing Economic Development Corporation Board of Directors of action taken at a regular meeting held on November 5, 1980, approving a Resolution recommending the project plan for the above subject matter.

Sincerely yours,

EMERSON B. OHL,
Executive Director.

Referred to Committee on Economic Development.

November 12, 1980

Mayor Gerald W. Graves,

Council President Louis Adado
and City Council Members

Re: Spartan Store Renovation
EDC Project

Dear Mayor Graves and
City Council Members:

We are forwarding to you a resolution approved by the Lansing Economic Development Corporation Board of Directors of action taken at a regular meeting held on November 5, 1980, approving the Resolution Designating Project Area and Project District Area.

The proposed renovation and additional new construction to the facility will be located at 5015 South Cedar Street and will be used for commercial office space. The cost of the project is estimated to be approximately Two Million Five Hundred Thousand Dollars (\$2,500,000), and the applicant has requested that the EDC issue its bonds to assist in the financing of such costs in an amount of not to exceed Two Million Five Hundred Thousand Dollars (\$2,500,000).

The Economic Development Corporation is in the process of developing a Project Plan to be presented to you at a future date.

Also, inasmuch as there is no residential area to be affected by the Project Plan, we believe that it is not necessary to establish a Project Citizens District Council.

Sincerely yours,

EMERSON B. OHL,
Executive Director.

Referred to Committee on Economic Development.

November 12, 1980

Mayor Gerald W. Graves,

Council President Louis Adado
and City Council Members

Re: Airport Realty Company
EDC Project

Dear Mayor Graves and
City Council Members:

We are forwarding to you a resolution approved by the Lansing Economic Development Corporation Board of Directors of action taken at a regular meeting held on November 5, 1980, approving the Resolution of Inducement, Designation of Project Area and Designation of Bond Counsel. Therefore, it will be necessary for you to appoint two (2) Temporary Directors to this project.

The applicant proposes to acquire the Project presently consisting of an existing building and certain land described in the Resolution, located at 700 Porter Street. The applicant is asking for Four Hundred Thousand Dollars (\$400,000) in EDC bonds.

The Economic Development Corporation is in the process of developing a Project Plan, we believe that it is not necessary to establish a Project Citizens District Council.

Sincerely yours,

EMERSON B. OHL,
Executive Director.

Referred to Committee on Economic Development.

November 12, 1980

Mayor Gerald W. Graves,

Council President Louis Adado
and City Council Members

Re: Triad Investment Firm Project
EDC Project

Dear Mayor Graves and
City Council Members:

We are forwarding to you an amended resolution approved by the Lansing Economic Development Corporation Board of Directors of action taken at a regular meeting held on November 5, 1980, approving the Resolution Amending the Project Area for the above subject matter.

All prior action taken by the Economic Development Corporation with respect to the above Project has been ratified and confirmed.

Sincerely yours,

EMERSON B. OHL,
Executive Director.

Referred to Committee on Economic Development.

DATE: 11/7/1980

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Director, Building Safety and Development. Re: Trash Removal Assessment.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

By COUNCILMAN WORTHINGTON—

That we concur in the recommendation of the Mayor and said assessments be placed on the assessment roll.

Carried.

November 13, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

Please find attached a proposed committee report regarding fire insurance for the Baptist House, 213 W. Main Street.

Please be advised that the structure is not and cannot be placed on the City's blanket insurance policy in that the property is not currently being used for any City purposes. The insurance on the property is approximately \$1,000 and must be renewed during the month of November.

Inasmuch as no lease has been negotiated for a user of the property and no action in

this regard appears imminent, I would ask for your adoption of this committee report as City Council's expression of interest in this property while waiting for further leasing efforts to be completed by the Michigan Women's Studies Association which proposes to occupy the property.

This item is one further example of the unnecessary costs which have been borne by the City while waiting for a use of the property to begin. I do not believe the City taxpayers were adequately advised of these costs at the time the City acquired this property and agreed to maintain the existing structure.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

November 22, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

Attached please find a draft ordinance as prepared by the City Attorney regarding the Human Relations Board. This draft is the result of various meetings with the Attorney, Human Relations Director and myself.

This ordinance would update the language of the existing Human Relations ordinance in terms of "housekeeping" language on non-discrimination. The ordinance would clarify status of what has formerly been known as the Human Relations Committee to an Advisory Board in keeping with other City boards. It expands the bases for non-discrimination among all City groups and specifically in terms of employment with the City of Lansing.

I would strongly recommend your consideration and action on this ordinance in a prompt manner and in the best interests of all citizens of the City of Lansing.

Referred to Committee on Public Property and Safety.

President Louis F. Adado and
Members of the Lansing City Council
City Hall

Lansing, Michigan

Dear President Adado
and Council Members:

Attached please find for your review and approval a draft Memorandum of Under-

standing between the City of Lansing, the Michigan State Housing Development Authority, E.J.S. Housing Partnership and the Capitol Senior Limited Dividend Housing Association. Execution of this Agreement is required by the Michigan State Housing Development Authority prior to issuance of a mortgage loan commitment for the 200 unit apartment building for the elderly to be built in the Capitol Commons Development Area.

All of the City's commitments in this agreement have already been adopted by City action as part of the Contract for Sale of Land.

Thank you for your attention to this matter.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 11/13/80

TO: Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Attached correspondence from the Traffic Board. Re: Flasher on Heald/Holmes.

The attached correspondence is forwarded for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 11/13/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Correspondence from Traffic Board. Re: Target arrow sign on Lafayette Avenue.

The attached correspondence is forwarded for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 11/13/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Traffic Board. Re: Stop Sign at Monticello Drive.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 11/13/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Traffic Board. Re: Parking Designation on Kalamazoo.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 11/13/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group. Re: William and Rosemary Rall's application for transfer of Commercial Facilities Exemption Certificate at 118 W. Ottawa Street.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

November 13, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

This is to advise that W. Allen Hammond has resigned as a member of the Waterfront Development Board. Therefore, I am submitting to you for your consideration

and confirmation, the name of Lynda J. Heal to fill said vacancy, which term expires in June of 1983.

Mr. Neal resides in the City of Lansing at 2500 W. Holmes Road.

Trusting this recommendation meets with your approval, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 11/13/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Purchasing Director. Re: Emergency Purchase Order — Roof Repair at Foster Street School. Emergency Purchase Order — Roof Repairs at Fire Stations No. 3, No. 5 and No. 9.

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Received and placed on file with copy to Committee on Ways and Means for filing.

RESOLUTIONS

by COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the City Council is required by charter to hold only 50 weekly meetings per year, and

Whereas, that requirement will be more than fulfilled by the 22nd of December, 1980;

Now, Therefore, Be It Resolved, the City Council of the City of Lansing hereby approves the cancellation of the council meeting Monday, December 29, 1980.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the electorate of the State of Michigan clearly indicated its displeasure

with present levels of government spending and the current tax burden on November 4th; and

Whereas, the economic health of the Lansing area as well as the entire country is questionable, with recovery not foreseen until 1982; and

Whereas, the taxpayers of Lansing are simply unwilling and unable to absorb any additional taxations;

Now, Therefore, Be It Resolved, the City Council of the City of Lansing hereby urges the Administration to direct all departments to operate within existing budgets, to conserve wherever possible, and to postpone expenditures not immediately related to the provision of essential services; and

Be It Further Resolved, this Council hereby expresses its sincere opposition to tax increases of any kind for the duration of Lansing's economic instability.

By COUNCILMAN GUNTHER—

That the resolution be amended as follows:

In the last paragraph after the words "opposition to" delete the word "tax" and insert the following wording "millage rate."

Carried.

The resolution as amended was adopted by the following vote:

Unanimously.

By COMMITTEE ON GENERAL SERVICES—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing Citadel Corps of the Salvation Army has a long standing tradition of raising money to help others have a happy Christmas; and

Whereas, this worthwhile organization has requested permission to once again place its Christmas Kettles, complete with bell ringing workers, on the streets of Lansing from November 28th through December 23rd;

Now, Therefore, Be It Resolved, the City of Lansing hereby approves the request of the Salvation Army to place its kettles and workers at various locations around the city from November 28th through December 23rd for the purpose of spreading goodwill and helping others.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON GENERAL SERVICES—

Resolved by the City Council of the City of Lansing:

Resolved by the City Council of the City of Lansing, the request of the Capitol Area School Employees Credit Union for a 24 hour liquor permit for its annual dinner meeting to be held on February 28th, 1981, at the National Guard Armory, 2500 S. Washington Avenue is hereby approved provided the special 24 hour liquor permit is obtained from the Liquor Control Commission.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON GENERAL SERVICES—

Resolved by the City Council of the City of Lansing:

Resolved, by the City Council of the City of Lansing, the request for transfer of stock by Fox Island, Inc., holding 1980 SDD-SDM licenses with Direct Connection located at 5131 North Grand River Avenue, Lansing, Michigan, Ingham County, is hereby approved.

Adopted by the following vote:

Unanimously.

By GENERAL SERVICES COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, an amendment is required changing name on a previous transfer of ownership from Point East Lounge, Inc., to Old Round Table, Inc.,

Now, Therefore Be It Resolved, the request of Old Round Table, Inc., for transfer of ownership of Class C licensed business located at 3106 E. Grand River Avenue, Lansing, Michigan, Ingham County, from Ye Olde Round Table, Inc., is hereby approved provided all other requirements of the Liquor Control Committee have been satisfied.

Adopted by the following vote:

Unanimously.

By GENERAL SERVICES COMMITTEE—

Resolved by the City Council of the City of Lansing, the request by Ghulam H. Sumbal for transfer of ownership of 1980

SDM licensed business located at 1220 E. Grand River Avenue, Lansing, Michigan from Sav-Way Food Centers, Inc., is hereby approved.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

That the following resolution be substituted for the resolution placed on the agenda.

Carried.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing desires to encourage and support shopping and commercial activity in the downtown business area by improving and maintaining the South Washington Mall area by providing parking, landscaping, street furniture care, sidewalk sweeping, snow removal and contract employees to provide for specialized clean up of the mall areas; and

Whereas, the City of Lansing has determined that the costs of providing such parking and other services should be recovered by a special assessment of them against the properties benefited; and

Whereas, the City of Lansing has determined that a special assessment district should be established for said special assessment; and

Whereas, the City of Lansing has taken bids for the proposed maintenance of the South Washington Mall area including landscaping, street furniture care, sidewalk sweeping, snow removal and contract employees to provide for specialized clean up of the mall areas; now, therefore

Be It Resolved that the City Council of the City of Lansing proposes to establish the following special assessment district for the maintenance of the South Washington Mall:

Beginning at the intersection of the east line of Capitol Avenue and the center line of Michigan Avenue, thence easterly along the center line of Michigan Avenue to the west line of the Grand River, thence southerly along the west line of the Grand River to the center line of Kalamazoo Street, thence westerly along the center line of Kalamazoo Street to its intersection with the west line of Cherry Street, thence southerly along the west line of Cherry Street to the southeast corner of Lot 1, Block 134, of the Original Plat of the City of Lansing,

Assessment District - Wash. Mall
A collaborative digitization project of the City of Lansing and Forest Park Library and Archives - Capitol Area District Libraries

thence west 198 feet, thence south to the center line of Lenawee Street, thence west on the center line of Lenawee Street to the west line of Grand Avenue, thence south on the west line of Grand Avenue to the southeast corner of Lot 1, Block 150 of the Original Plat of the City of Lansing, thence westerly to the center line of Capitol Avenue, thence northerly along the center line of Capitol Avenue to the north line of Kalamazoo Street, thence westerly along the north line of Kalamazoo Street to the southwest corner of Lot 6, Block 127 of the Original Plat of the City of Lansing, thence northerly to the south line of Allegan Street, thence easterly to the east line of Capitol Avenue, thence northerly along the east line of Capitol Avenue to the point of beginning, including all properties therein and which are included in the Original Plat of the City of Lansing, Ingham County, Michigan; and

Be It Further Resolved that all properties within the above proposed special assessment district will be assessed for the cost of such parking and maintenance services on the basis of each property's total front footage on streets or sidewalks within the special assessment district; and be it

Further Resolved that the public hearing will be held on the above proposed special assessment district and plan at 7:00 p.m., Monday, December 8, 1980 in the City Council Chambers, 10th Floor, City Hall, City of Lansing, Michigan.

By COUNCILMAN WORTHINGTON—

That the resolution be amended as follows:

That in the first paragraph the word "parking" be deleted and in the second paragraph the words "parking and other" be deleted and in the sixth paragraph the words "parking and" be deleted, and in the last paragraph the word "the" be changed to read "a".

Carried.

The resolution as amended was adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

That the following resolution be substituted for the one placed on the agenda.

Carried.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing desires to encourage and support shopping and commercial activity in the downtown business area by improving and maintaining the North Washington Mall area by providing parking, landscaping, street furniture care, sidewalk sweeping, snow removal and contract employees to provide for specialized clean up of the mall areas; and

Whereas, the City of Lansing has determined that the costs of providing such parking and other services should be recovered by a special assessment of them against properties benefited; and

Whereas, the City of Lansing has determined that a special assessment district should be established for said special assessment; and

Whereas, the City of Lansing has taken bids for the proposed maintenance of the North Washington Mall area including landscaping, street furniture care, sidewalk sweeping, snow removal and contract employees to provide for specialized clean up of the mall areas; Now, therefore

Be It Resolved that the City Council of the City of Lansing proposes to establish the following special assessment district for the maintenance of the North Washington Mall:

Beginning at the southeast corner of Shiawassee Street and Capitol Avenue, thence easterly along the south line of Shiawassee Street to the southeast corner of Shiawassee Street and Grand Avenue, thence southerly along the east line of Grand Avenue to the south lot line of the City park property, thence easterly along the south line of the City park to the west edge of the Grand River, thence southerly along the west edge of the Grand River to the center line of Michigan Avenue, thence westerly along the center line of Michigan Avenue to the east line of Capitol Avenue, thence northerly to the point of beginning, including all properties therein and which are included in the Original Plat of the City of Lansing, Ingham County, Michigan; and

Be It Further Resolved that all properties within the above proposed special assessment district will be assessed for the cost of such parking and maintenance services on the basis of each property's total front footage on streets or sidewalks within the special assessment district; and be it

Further Resolved that the public hearing will be held on the above proposed special assessment district and plan at 7:00 p.m., Monday, December 8, 1980 in the City Council Chambers, 10th Floor, City Hall, City of Lansing, Michigan.

By COUNCILMAN WORTHINGTON—

That the resolution be amended as follows:

That in the first paragraph the word "parking" be deleted and in the second par-

agraph the words "parking and other" be deleted and in the sixth paragraph the words "parking and" be deleted, and in the last paragraph the word "the" be changed to read "a".

Carried.

The resolution as amended was adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, by petition duly filed on August 21, 1980, this Council was petitioned to establish a Lansing Commercial Redevelopment District CRD-14-80, pursuant to Public Act 255 of 1978; and

Whereas, due notice has been given for a public hearing on said petition; and

Whereas, at such hearing held on the 10th day of November, 1980, all parties interested therein were heard and given due consideration; and

Whereas, the property involved is commonly known as 500 South Capitol Avenue, more particularly known as:

That part of Lots 2, 3, 10 and 11, Block 148, Original Plat of the City of Lansing, Ingham County, Michigan, described as: Commencing at the NW corner of said Block 148; thence East 122.00 feet on the North line of said block and thence South 80.0 feet to the point of beginning of the following described parcel; thence South 10.0 feet; thence Southwest 7.1 feet; thence South 72.0 feet; thence East 73.0 feet; thence North 87.0 feet; thence West 69.0 feet to the point of beginning. Containing 6,300 sq. ft., more or less.

Petitioner: Capitol Park Motor Hotel, Inc.
c/o William F. Burke

Whereas, after considering all the testimony presented to this Council, this Council has determined that the proposed District is zoned for business uses and has been so zoned for three years prior to the effective date of P.A. 255 and is characterized by obsolete commercial property and a decline in commercial activity;

Now, Therefore, Be It Resolved that the Council of the City of Lansing hereby establishes a Lansing Commercial Redevelopment District CRD-14-80 at the above described property.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, McKane, Worthington—6.

Nay: Councilman Blair—1.

By PHYSICAL DEVELOPMENT DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing has undertaken redevelopment and housing rehabilitation projects for the rehabilitation of blighted areas in cooperation with the federal government for financial assistance pursuant to 1945 Public Act 344, as amended, in an area known as Neighborhood Development Area No. 1; and

Whereas, the City of Lansing has adopted in Ordinance No. 428, and as amended in Ordinance No. 467, a Physical Development Plan and a plan for relocating families and individuals who were to be displaced by the rehabilitation of said area; and

Whereas, the City of Lansing acting by and through its Planning Department, has consulted with Citizen District Council No. 1 of Neighborhood Development Area No. 1; and

Whereas, that Council has recommended a phase down of the Community Development Program since the program has been in operation over 4 years and rehabilitation work and public improvements are near completion; and

Whereas, that Council has recommended that the phase down include maintaining the current level of staff support for the properties whose owners are not cooperating by allowing inspections of their houses or not cooperating by completing the repair of their houses; and

Whereas, that Council has recommended that the City Attorney issue search warrants permitting the Building Safety and Development Department to inspect the properties not involved in the program; and

Whereas, that Council has recommended that all renter-occupied properties be assigned a No. 1 priority by the Building Safety and Development Department; and

Whereas, that Council has recommended that owner occupied properties will be the subject of new effort designed by Citizens' District Council No. 1 to encourage voluntary participation prior to assigning a priority; and

Whereas, that Council has recommended the reduction of city staff assigned to NDA No. 1 in accordance with the narrowed scope of operation specified above; and

Whereas, that Council has recommended reserving funds to finance rehabilitation, acquisition and projects not completed; and

Whereas, that Council has recommended the transfer of all unencumbered funds to approved Community Development Block Grant activities; and—

Whereas, that Council has recommended

that after January 30, 1981 no applications will be accepted for housing rehabilitation through the Community Development Program; and

Whereas, the Lansing City Council created NDA No. 1 by enactment of Section 36-94 through Section 36-99 of the Lansing City Code and by following the procedures outlined in the Rehabilitation of Blighted Areas Act 344 Public Act 1945 as amended; and

Whereas, the creation of NDA No. 1 was a legislative function, therefore, the closeout of NDA No. 1 is also a legislative function;

Now, Therefore, Be It Resolved that two public hearings be held simultaneously at the regular meeting of the City Council on Monday, December 22, 1980, at 7:00 p.m. These hearings will be to consider phasing down the activities in the Physical Development Plan for Neighborhood Development Area No. 1 and to consider repealing Ordinance No. 428 and as amended in Ordinance No. 467 which established NDA No. 1.

Adopted by the following vote:

Unanimously.

By PHYSICAL DEVELOPMENT COMMITTEE—

Whereas, the City of Lansing is rehabilitating the Westside Neighborhood Development Area No. 1 in cooperation with the Federal Government for financial assistance all pursuant to Act 344, Public Acts of 1945, as amended; and

Whereas, the City of Lansing has prepared and adopted in Ordinance No. 467, a Physical Development Plan and a plan for relocating families and individuals, who are to be displaced by the rehabilitation of said area; and

Whereas, the City of Lansing, acting by and through its Planning Department and Redevelopment Division, has consulted with Citizens' District Council No. 1 of Neighborhood Development Area No. 1; and

Whereas, that Council has recommended that the rehabilitation strategy adopted as part of the development plan be amended to acquire and demolish 1203 West Lenawee Street and 1219 West Lenawee Street; and

Whereas, the Planning Board has reviewed and approved the recommendation to acquire and demolish 1203 West Lenawee and 1219 West Lenawee; and

Whereas, this acquisition and demolition will assist the City residents in renovating this deteriorated residential area and is in compliance with Act 344, Public Act of 1945 as amended; and

Whereas, the Act requires the City to provide citizens an adequate opportunity to ask questions and express opinion and concerns about modifications to the Physical Development Plan; and

Whereas, the City of Lansing Charter, Article 3, Chapter 3, Section 3-303, requires that a public hearing be held on proposed ordinances;

Now Therefore Be It Resolved that two public hearings be held simultaneously at the regular meeting of the City Council on Monday, December 22, 1980, at 7:00 p.m. These hearings will be to consider amending the Physical Development Plan for Neighborhood Development Area No. 1 to include the acquisition of 1203 West Lenawee and 1219 West Lenawee and to consider amending Article XIV, Chapter 36 of the Code of Ordinances of the City of Lansing by adding a new section to be numbered Section 36-99.1C. purpose of acquiring 1203 West Lenawee and 1219 West Lenawee.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

Whereas, Arthur J. Clyne, Index, Inc., has requested approval to utilize a portion of the sidewalk within the Capitol Avenue right-of-way adjacent to the Plaza Center building for a sidewalk cafe; and

Whereas, the portion of Capitol Avenue right-of-way being considered for discontinuance and full vacation is more particularly described as:

That part of Capitol Avenue beginning at the southwest corner of Lot 5, Block 110, Original Plat, thence north 61 feet, 2 inches on the west line Lot 5, west 9 feet, south 61 feet, 2 inches, parallel to west line of Lot 5, east 9 feet, to point of beginning, Section 16, T4N, R2W, and

Whereas, the Planning Board has reviewed the request and has recommended that a portion of the Capitol Avenue right-of-way be vacated subject to conditions; and

Whereas, the Physical Development Committee of City Council has reviewed the report of the Planning Board and concurs therewith, but added three (3) additional conditions;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the request to fully discontinue and vacate the above described portion of Capitol Avenue right-of-way be approved subject to the following conditions:

1. That the proposal be developed in conformance with the rendering on file in the Planning Department.
2. That the sidewalk be widened at the developer's expense in conformance with the Traffic Engineer's recommendation. The City is to provide the engineering drawings and specifications.
3. That the requirements and easements of all other responding agencies and departments be complied with.
4. That the portion to be vacated (9 feet by 61 feet, 2 inches) be placed on the tax rolls.
5. That the extension of the curb and replacement of the sidewalk occur in conjunction with the development in order to assure adequate pedestrian access along Capitol Avenue.
6. That the parking lot on the east side of the Olds Plaza be hard surfaced by April 1, 1980.
7. That the parking lot on the east side of the Olds Plaza be either landscaped or screened in another manner approved by the Planning Department by May 15, 1980.
8. That the City retain the right to negotiate for the reversion of the vacated portion of the right-of-way if public need is confirmed beyond ten (10) years. At such time, the owners of Plaza Center/Index, Incorporated, will be responsible for complete removal of the cafe building and improvements and restore the curb and gutter to the 1980 alignment; and

Be It Further Resolved that the City of Lansing, within thirty (30) days thereafter, shall forward a certified copy of this resolution to the State Treasurer of the State of Michigan and a certified copy of this resolution to the Register of Deeds of Ingham County, Michigan for recording.

By COUNCILMAN BRENKE—

That the resolution be amended as follows:

That item No. 8 be stricken in its entirety and it be replaced with a new item 8 which read as follows:

8. That the City of Lansing be provided with a legally binding option to repurchase the above described right-of-way which is to be vacated, in fee simple, free and clear of any liens and/or encumbrances whatsoever. Said option shall be binding on all successors and assigns of Index Inc. The option may be exercised no sooner than 10 years after the date of vacation of the above right of way and no later than 11 years after that date and the price to repurchase said right-of-way shall be \$1.00.

Carried.

By COUNCILMAN WORTHINGTON—

That the resolution be further amended as follows:

That in conditions No. 6 and 7 the date of "April 1, 1980 and May 15, 1980" be changed to read "April 1, 1981" and "May 15, 1981"; and that after Item No. 8 a new item No. 9 be added to read:

9. That the cost of relocation of the traffic signal, street light and overhanging traffic sign support will be assumed by the developer.

Carried.

Councilman Belen wanted it noted that she is voting for this because of the Traffic Engineer assurance there would be no traffic problem with the deletion of this lane of traffic.

The resolution as amended was adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

SIJ-4-80
4622 South Cedar Street

More particularly described as:

Commencing at a point on the west line of Cedar Street 43 feet west and 200 feet north of the center of the southeast quarter of Section 33, T4N, R2W, City of Lansing, and running thence west to the east line of the abandoned public alley adjoining the east line of Lot 17 of the plat of Everettdale, thence south along said east alley line 100 feet, thence east to the west line of Cedar Street, and thence north along said west line to the point of beginning,

also

Commencing at a point which is 213.17 feet west and 100 feet north of the center of the southeast ¼ of Section 33, T4N, R2W, City of Lansing, Ingham County, Michigan; thence north 100 feet, west 20 feet, south 100 feet, east 20 feet to beginning. Being the south 100 feet of a parcel described in a deed recorded in Liber 756, Page 643, Ingham County records.

Whereas Benjamin L. Amber has requested permission to erect a free standing

identification sign upon the above described premises for the purpose of identifying his laundry business; and

Whereas the proposed location of the sign is in the "J" Parking District; and

Whereas, pursuant to Chapter 36, Section 36-4(9) of the Code of Ordinances, the City of Lansing Planning Department has reviewed this request; and

Whereas the Planning Department found that the property in question is located within the strip commercial development along South Cedar Street, where there are many other commercial advertising signs; and

Whereas the applicant has indicated in his letter dated October 17, 1980 that part of the proposal is to remove two (2) existing identification signs along the north property line and install one new identification sign along the south property line; and

Whereas the location of the new sign should not obstruct view of automobile traffic or have any adverse impact on adjacent properties; and

Whereas the Physical Development Committee of Council has reviewed this request and recommends approval;

Now Therefore, Be It Resolved that the Council of the City of Lansing approves of the request by Benjamin L. Amber to erect one free standing identification sign on the above described property; and

Be It Further Resolved that prior to the installation of the sign, that the applicant acquire a Sign Permit from the Building Department and meet all of the minimum requirements.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-38-80 — Stabler St.,

be re-zoned from "A" One Family Residential District to "J" Parking District and the "Map" be changed to indicate such transfer;

Therefore, be it resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved further, that such hearing shall be held at the Council Chamber in the City Hall on the 8th day of December, 1980, at 7:00 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

Whereas, on September 15, 1980, the Lansing City Council adopted an ordinance that created truck routes throughout the City, to protect residential neighborhoods from unnecessary and dangerous truck traffic; and

Whereas, this ordinance specified Class A all-weather truck routes and Class B routes subject to springtime weight restrictions; and

Whereas, during the development of this ordinance, certain streets used daily by major industrial firms such as Oldsmobile, Fisher Body, and Motor Wheel were designated Class B routes, thereby imposing operational restrictions on these industries due to the springtime weight limits; and

Whereas, Gordon Food Service, Inc., has also expressed concern because streets near their newly-operational warehouse are either subject to springtime restrictions or are not listed as truck routes.

Now, Therefore, Be It Resolved the Lansing City Council hereby requests the City Administration to work together with the above-mentioned firms to study the streets that they normally use in their operations, to determine which can be made all-weather Class A routes, for a report back to the Committee on Public Properties & Safety by December 9, 1980; and

Be It Further Resolved the Mayor is requested to instruct the Director of Public Service to use the authority granted in the ordinance, in section 31-158.8 (f), to suspend springtime weight restrictions that cause operational problems for industries in Lansing.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

Whereas, a great deal of Lansing's vacant land has potential for development as industrial sites; and

Whereas, the City government should make every reasonable effort to encourage industrial growth, thereby creating jobs for Lansing residents; and

Whereas, areas of industrial development must have appropriately-constructed roads throughout and nearby, to handle the loads of industry-related trucking and to maintain a truck route system that protects residential neighborhoods; and

Now, Therefore, Be It Resolved the Lansing City Council hereby requests that the Administration study tracts of land either currently zoned for industrial uses or likely to be so rezoned in the future, based on desired growth of industry projected in the Master Plan, in order to coordinate the construction or reconstruction of roads according to specifications for Class A all-weather truck routes; and

Be It Further Resolved a summary report of this study, including maps of roads identified therein, is requested for presentation to the City Council by March 1, 1981.

Adopted by the following vote:

Unanimously.

PUBLIC IMPROVEMENT V

By COMMITTEE ON PUBLIC PROPERTY AND SAFETY—

Resolved, by the City Council of the City of Lansing:

That the supplementary special assessment roll for the purpose of demolishing residential buildings as per City Council of August 11, 1980:

Assessment Roll No. 40

Location—

(WAS) 904 Middle St.;

(WAS) 314 Denver Ave.;

as returned by the City Assessor be and the same is hereby ratified and confirmed, and that the Mayor be and hereby is directed to affix within ten days, his warrant directing the City Treasurer to refund to all persons who have paid said tax as originally assessed the pro rata amount of difference as shown in said supplementary roll, and collect all unpaid tax as shown on said roll on or before February 17, 1981.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON WAYS & MEANS—

Resolved by the City Council of the City of Lansing:

That the following transfers be approved.

\$9,500.00 from Data Processing—
Professional Services
Administrative Services
A/C 101-221-000-801

\$9,500.00 to Data Processing—
Utilities
Administrative Services
A/C 101-221-000-920

\$ 100.00 from Gen. Fund—Estimated
Revenues
A/C 101-000-000-160

\$ 100.00 to Fire Admin.—Citizen's
Contributions
A/C 101-337-000-956

\$2,070.00 from Reserve for Contingency
A/C 101-941-000-963

\$2,070.00 to Fire Dept. Alarm Div.
Overtime
A/C 101-345-000-708

I hereby certify that this is a properly drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Approved:

JACK D. GUNTHER,
WILLAM A. BRENKE,
TERRY J. McKANE,
Ways and Means Committee.

Adopted by the following vote:

Unanimously.

By COUNCILMAN McKANE—

Resolved by the City Council of the City of Lansing:

That Councilman Lindemann be excused from the session.

Carried.

REMARKS BY THE MAYOR

The Mayor announced about the death of Robert Corbit, City Engineer.

REMARKS BY THE CITY COUNCIL

By COUNCILMAN BELEN—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived for the purpose of presenting items that are not listed on the agenda.

Carried.

Letters received by Councilman Adado from Senator Bob Carr and Senator Donald W. Riegler, Jr., in regard to revenue sharing.

Received and placed on file.

By ALL COUNCILMEN—

Resolved by the City Council of the City of Lansing:

Whereas, the City Council deals with issues of concern to Lansing's citizens on a continuing basis, and

Whereas, many of these issues have individuals identified with them who work tirelessly to resolve problems as they occur, and

Whereas, few persons have shown the dedication, concern and total conviction exhibited by Martha C. Johnson on behalf of safe drinking water for the Lansing community, and

Whereas, the City Council admires and appreciates citizens who are willing to fight for what they believe in,

Now, Therefore, Be It Resolved, the City Council of the City of Lansing, on the occasion of her birthday, hereby extends its warm appreciation and best possible wishes to Martha C. Johnson, Director of the Safe Water Club.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, on November 12th, 1980, Governor William G. Milliken reported to the people on Michigan's economy and budget; and

Whereas, his message to the citizens of Michigan was straightforward and a difficult burden to share; and

Whereas, after outlining the various painful but necessary cuts included in his most recent recommended budget, he reaffirmed his commitment to provision by the government of those services which individuals are not able to provide for themselves; and

Whereas, he further indicated his commitment to keeping faith with the individual taxpayer by living within the State's means without increasing taxes; and

Whereas, he assured us the new round of additional cuts which go well beyond "cutting fat" could be viewed only as an interim measure, and also stressed that the most severe cutbacks could be restored as the economy improves; and

Whereas, expressing awareness that Michigan's economic recovery would not occur overnight, he then alluded to some of the real strengths in our economy, and asked his audience to rise above partisanship and join in a common effort to rebuild Michigan's economy;

Now, Therefore, Be It Resolved the Lansing City Council hereby applauds Governor Milliken for his courage and ability to forthrightly confront the myriad problems associated with this recession; and

Be It Further Resolved the Lansing City Council hereby pledges its support to Governor Milliken and the State Government in all efforts to bring about economic recovery.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

That the request from Kathleen E. Gregg and Michael R. Moriarty for transfer of ownership of 1980 Class "C" licensed business at 802 East Michigan Avenue from Wing Dot Lum be approved inasmuch as it has received the approval and signatures of all required departments.

And that the Michigan Liquor Control Commission be notified of the Lansing City Council action.

Adopted by the following vote:

Unanimously.

Hazel Bethea, 1002 W. Shiawassee, asked who was paying for Arby's expansion into the street.

By COUNCILMAN BLAIR—

That this meeting stand adjourned.

Carried.

Council adjourned at 8:08 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

November 17, 1980

F/B

CITY CLERK'S OFFICE

Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE

**U. S. POSTAGE
PAID**

**Permit No. 1461
Lansing, Michigan**

883

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, November 24, 1980

CITY COUNCIL ROOMS

Lansing, Michigan
November 24, 1980

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by President Adado.

Present: Councilmen Adado, Belen, Brenke, Lindemann, McKane, Worthington—6.

Absent: Councilmen Blair, Gunther—2.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Lindemann.

Pledge of Allegiance was led by Vicki Vaughan, Explorer for Lansing Police Department.

By COUNCILMAN McKANE—

That the Council Proceedings of October 13 and 20, 1980, be approved.

Carried.

By COUNCILMAN BELEN—

Resolved by the City Council of the City of Lansing:

That the rules be suspended to present resolution 5a.

Carried.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, Explorer Post No. 911 based at the Lansing Police Department attended the first State Conference and Competition in Dearborn, Michigan, November 7 and 8, 1980; and

Whereas, this conference was sponsored by the Michigan Law Enforcement Exploring Association and the Boy Scouts of America; and

Whereas, the Lansing Police Department Post No. 911 placed third overall in the competition taking 1st place in "accident

investigation," 2nd place in "felony stop," 3rd place in "crime scene preservation" and fourth place in the "first aid" category; and

Whereas, Vicki Vaughan of Explorer Post No. 911 achieved the highest aggregate score and received the Michigan Sheriffs Association Trophy as the top shooter in the State of Michigan; and

Whereas, the Explorers and Advisors of Post No. 911 who participated in the Conference and Competition are:

Joe Brown, Explorer

Bruce Gaukel, Explorer

Vicki Vaughan, Explorer

Scott Ross, Explorer

Amy Graves, Explorer

Ernie Bueno, Explorer

Mary Grost, Explorer

Off. Tim Poxson, LPD Advisor

Off. Don Knechtel, LPD Advisor

Off. Nancy Small, LPD Advisor

Off. Linda Wittman, LPD Advisor

Jan Ross, Advisor

Deputy Don Wittman, ICSD Advisor

Sgt. Mike Ross—LPD, 2nd Vice-Chairman, Michigan Law Enforcement Exploring Association

Now, Therefore, Be It Resolved, the City Council of the City of Lansing hereby extends its sincere congratulations and thanks to the Explorers and Advisors of Post No. 911 who participated in the first Conference and Competition, and represented Lansing in such an exemplary manner.

Adopted by the following vote:

Unanimously.

PUBLIC HEARING

November 24, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed Industrial Facilities Exemption Certificate for

Cameron Tool Corporation,

1800 Bassett Avenue.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed certificate they had the privilege of speaking at this time.

Referred to Committee on Economic Development.

HEARINGS ON PROPOSED CHANGES IN ZONING CLASSIFICATIONS

November 24, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-30-80—3024 Turner Street,

be rezoned from "A" One Family Residential District to "G-2" Wholesale District.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment.

Referred to Committee on Physical Development.

November 24, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-6-80—Westwood Street—North end,

be rezoned from "G-2" Wholesale District to "A" One Family Residential District.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment.

Referred to Committee on Physical Development.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING ITEMS LISTED ON THE AGENDA: COMMUNICATIONS AND PETITIONS, COMMITTEE REPORTS, REPORTS OF CITY OFFICERS AND BOARDS AND RESOLUTIONS. YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

Resolution 2a removed from agenda.

Paul Thielke, 1141 McCullough, spoke and presented letter regarding Truck Route Ordinance.

Robert Christenson, 721 N. Capitol—historic association, spoke on letter k from Mayor.

COMMUNICATIONS AND PETITIONS

Summons filed in 54A District Court by Margie Tilson vs. City of Lansing for injuries sustained due to fall in parking lot at Michigan Avenue and Grand Avenue.

Referred to Mayor, City Attorney.

Claim filed by G. B. Phillips, Attorney for Rene B. Leal, for injury received due to fall on defective sidewalk on N. High Street.

Referred to Mayor, City Attorney.

Charles Chittenden submits amendment to zoning petition Z-53-79—property off north end of Sky Road.

Referred to Mayor, Planning Board.

The Roary Corporation submits Final Plat of Newark Terrace.

Referred to Mayor, Planning Board.

Request from The Capitol Caravan Club of 121f Khurafah Temple for special 24-hour liquor permit for December 13, 1980—National Guard Armory.

Referred to Mayor, Committee on General Services.

Petition signed by residents of N. High St. requesting that "No Parking" be enforced on N. High St. between North of East High St. up to Gier St. from 6 A.M. to 6 P.M.

Referred to Mayor, Committee on Public Property and Safety.

Petition filed for permanent placement of lights in the alley between the 300 blocks of Smith Avenue and West Barnes Avenue.

Referred to Mayor, Board of Water and Light.

Letters from the Liquor Control Commission relative:

Public Hearing to be held on December 2, 1980, to hear complaints and receiving views of the public.

Received and placed on file.

Submitting request from SUA, Inc., for a new dance permit to be held in conjunction with 1980 "B" Hotel license located at 3121 E. Grand River Avenue.

Referred to Mayor, Committee on General Services.

Letter from Lorenz Service Co. in regard to two breaking and enterings that happened at their place of business—2500 S. Pennsylvania Avenue.

Referred to Mayor.

Letter from Thomas McNamara in regard to assessment placed on his 1979 tax statement.

Referred to Mayor.

Letter from the Citizens Coordinating Council in regard to meeting they had in which they discussed the Potter Park problems.

Referred to Mayor, Committee on Public Property and Safety.

Letters from the Department of Natural Resources relative:

Submitting their approval on Westwood Park No. 2 Plat.

Referred to Planning Department for their files.

Flood Plain permit for Mr. and Mrs. Gary Story.

Received and placed on file.

MAYOR'S EXECUTIVE ASSISTANT COMMENTS ON ANY ITEM ON THE AGENDA

Mr. Black had no comment but introduced Mr. Dowsett who spoke on Mayor's letter g relative to carry forward balance.

REPORTS OF COMMITTEES

The COMMITTEE ON PUBLIC PROPERTY AND SAFETY, to whom was referred the letter from Mayor Graves requesting renewal of fire insurance for the Baptist House, reports as follows:

That fire insurance for 213 W. Main (Baptist House) be renewed for a one year term at a cost of approximately \$1,000.00.

Signed:

PAT LINDEMANN,
SIDNEY P. WORTHINGTON,
Committee on Public
Property and Safety.

By COUNCILMAN LINDEMANN—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PUBLIC PROPERTIES AND SAFETY, to whom was referred the Truck Route Ordinance, reports as follows:

That the temporary inclusion of the Aurelius-East Main-Heald corridor on the truck route did not produce positive results. The Committee urges exploration of alternative routing and completion of a comprehensive traffic study on the East-side. Further, we recommend against keeping East Main Street and Heald Place on the truck route after December 1, 1980.

Signed:

PAT LINDEMANN,
SIDNEY P. WORTHINGTON,
Committee on Public
Properties and Safety.

By COUNCILMAN LINDEMANN—

That the report of the Committee be adopted.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Lindemann, McKane, Worthington—5.

Nays: Councilman Brenke—1.

Dear President Adado and Members of City Council:

On November 3, 1980, Mr. James Duffield was terminated as an employee of the Internal Audit Department due to the budgetary elimination of the Evaluation Division of that Department. On November 4, 1980, Mr. Duffield requested a Veterans Preference Hearing in accordance with Section 2 of the Veterans Preference in Employment Act (MCLA 35.402; MSA 4.1222).

On November 20, 1980, Mayor Graves, in accordance with Section 2 of the Veterans Preference in Employment Act, designated the City Attorney as Hearing Officer for the Veterans Preference Hearing. This designation effectively precluded any attorney in the City Attorney's Office from representing the interests of the City due to a conflict of interest.

Because of the necessity of obtaining legal representation for the City, this office has contacted Mr. Robert VonGruben, a private practitioner in the City of Lansing with respect to representing the City in this matter. Mr. VonGruben has agreed to undertake representation of the City's interests at a rate of Forty Dollars (\$40.00) per hour. Because of the time constraints imposed upon the City to provide Mr. Duffield with a hearing, Mr. VonGruben has already provided some legal services with the understanding that he would not receive remuneration therefor unless and until the Lansing City Council approves his employment as special counsel in this matter.

In accordance with Article 4, Chapter 3, Section 4-304.6 of the Lansing City Charter, it is the recommendation of this office that the City Council approve Mr. Robert VonGruben to be retained to represent the City's interests in this matter under the terms and conditions outlined above.

Respectfully submitted,

CHRIS BERGSHOM,
For Stephen R. Sawyer,
City Attorney.

By COUNCILMAN MCKANE—

That we concur in the recommendation of the City Attorney.

Carried.

November 19, 1980

President Adado and Members
of the City Council

City Hall

Lansing, Michigan

Gentlemen:

I am submitting a letter of intent signed by Thomas L. Shaver, a Paramedic for

REPORTS OF CITY OFFICERS
AND BOARDS

November 20, 1980

President Louis Adado and
Members of City Council

Re: Veterans Preference in Employment Act
James M. Duffield

the Lansing Fire Department, in regard to doing business with the City.

Sincerely,

(MISS) THEO FULTON,
City Clerk.

Received and placed on file.

November 11, 1980

TO: Theo Fulton, City Clerk, City of Lansing

FROM: Thomas L. Shaver, Paramedic,
Lansing Fire Department

In reference to a City Ordinance concerning a conflict of interest clause involving business dealings between the City of Lansing and city employees, please be notified of my intention to conclude a single business transaction with the Lansing Fire Department.

The transaction involves the purchase of splinting devices which are used on the City's ambulances, and of which I am the only known manufacturer in the country.

Any questions concerning this transaction can be directed to the following people:

Lt. Roy Zigler, E.M.S. Instructor/Coordinator, L.F.D. Phone 374-2916,

Capt. Darwyn Sample, Maintenance Division, L.F.D. Phone 374-2966,

Thomas L. Shaver, Paramedic/Firefighter, L.F.D. Phone 374-2916 or 372-0450.

Sincerely,

THOMAS L. SHAVER.

Honorable Mayor Gerald W. Graves

9th Floor

City Hall

Lansing, Michigan 48933

Dear Mayor Graves:

Please find attached the Board of Police Commissioner's written report evaluating the effectiveness of the Lansing Police Department. This report is in accord with Section 5-106.4 of the City Charter.

Sincerely,

BOARD OF POLICE
COMMISSIONERS
Russel A. Lawler,
Chairman.

Referred to the Department of Internal Audit.

November 20, 1980

Mayor Gerald W. Graves,

President Louis Adado, and
City Council Members

Re: Resolution Consenting to the
Transfer of Employment
Service Beer Sales, Inc.

Dear Mayor Graves and City Council
Members:

Enclosed for your consideration, please find a Resolution Consenting to the Transfer of Employment for Service Beer Sales, Inc., originally located at 914 Terminal Road and 628 Park Place in Lansing, Michigan. The above company will be relocating in Watertown Township, Clinton County, Michigan, at the intersection of North Grand River and Industrial Parkway.

Your expediting this resolution at your November 24th meeting, will be greatly appreciated.

Sincerely yours,

EMERSON B. OHL,
Executive Director.

Referred to Committee on Economic Development.

November 12, 1980

Mayor Gerald W. Graves,

Council President Louis Adado
and City Council Members

Re: Elizabeth Uphohn d/b/a Kalamazoo
Aircraft EDC Project

Dear Mayor Graves and City Council
Members:

We are forwarding to you a resolution approved by the Lansing Economic Development Corporation Board of Directors of action taken at a regular meeting held on November 5, 1980, approving the Project Plan for the above subject matter, and recommending that the City Council approve the Project Plan.

Sincerely yours,

EMERSON B. OHL,
Executive Director.

Referred to Committee on Economic Development.

DATE: 11/18/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT:: Submission of attached cor-

respondence from the City Controller Re:
Administrative Actions

The attached correspondence is submitted
for your information.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

November 18, 1980

Council President Louis Adado
and Lansing City Council Members

Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear President Adado and City Council
Members:

My office through the Grants and Program Coordinator has been advised that monies are available through the State of Michigan Department of Natural Resources, Land and Water Conservation Fund, to develop the Chadwell Canoe Launch and Dock Project. The property proposed for development is located adjacent to the Fish Ladder Site in North Lansing. The Chadwell Canoe Launch and Dock will provide necessary support facilities for the Grand River Salmon Fishing Program.

The total amount of the application is \$106,696.00 with a 50% matching funds requirement. The City share is \$53,298.00 and the State share is \$53,298.00. Monies for the matching requirement are currently available in the Grant Match-General City Account.

The regulations pertaining to Land and Water Conservation Funded Projects require a resolution of authorization from the legislative body. Attached is a copy of the resolution which authorizes the submission of the application. I recommend your concurrence and approval.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

November 19, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

In the recent past, I advised of the desire of Toledo Drywall Supply to build on the site located on Turner Street, which com-

monly is referred to as the Oppor Property. The decision was based on weeks of effort by the Lansing Economic Development Corporation to find a suitable site for Toledo Drywall Supply, at an affordable price, since they were planning to construct their own facility.

A copy of the report from the Public Service Department, also, was forwarded to you, advising:

"It is our opinion that Turner Street, North Street and East Grand River within the above limits, could withstand truck traffic during the spring without load restrictions being enforced with no resultant damage to streets." (see attached)

On November 10, 1980, you passed a resolution to authorize instead an option to purchase this same parcel for fishermen parking.

Attached is a copy of a communication received November 17, from Toledo Drywall Supply, as signed by Paul D. Sturznickel, General Manager, advising that they cannot relocate in the City of Lansing (see attached).

Be advised, we will continue our attempts to somehow retain this business and the positions of employment involved. I would appreciate any recommendations you have to submit.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

November 19, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

Attached please find a copy of a communication received from Bruce Deason, Community Development Technician, Lansing Planning Department, regarding the position of Deborah Tellez-Scott on Citizens' District Council No. 3, which is self-explanatory.

In accordance with the Bylaws of the CDC, the position of Deborah Tellez-Scott is hereby declared vacant. A replacement will be forwarded to you upon completion of the selection process by the CD staff.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 11/20/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Planning Department Re: ACT-32-80 Riverboat

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

November 13, 1980

Council President Louis Adado
and Lansing City Council Members

10th Floor, City Hall

Lansing, Michigan 48933

Dear President Adado and Council
Members:

The City of Lansing submitted a grant application requesting \$18,242.00 from the Tri-County Aging Consortium for funding a portion of the Civic Center/Senior Center Supervisor's salary. The grant is a third year continuation. When the contract was drawn up, the Consortium was only able to fund this position for a three month period. Due to the financial and budget constraints it is not known, at this time, how much funding may or may not be available upon a three month time period.

It is my recommendation that the grant be accepted.

Sincerely,

GERALD W. GRAVES,
Mayor, City of Lansing.

Referred to Committee of the Whole.

November 19, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

The purpose of this letter is to officially inform you that we have received the Award of the binding fact finder, Irwin Ellman, which settles the July 1, 1980, to June 30, 1982, collective bargaining agreement between the City of Lansing and the Lansing Independent Employees Union.

During the pendency of the hearings, all issues with the exception of wages and COLA (so-called cost of living allowance) were settled through negotiations between the parties, including the addition of a new Delta Dental Plan benefit for this group of City employees. You will recall that other employee groups had received the Delta Dental Plan benefit in prior negotiations. The Union prevailed on the issue of wages, and members will receive an increase in their hourly rate of \$.85 effective July 1, 1980; \$.80 effective July 1, 1981. The Union did not prevail on the issue of COLA and will not, therefore, receive a so-called cost of living allowance.

The two items identified in the foregoing, wages and the dental plan benefit, will result in a first year direct dollar cost increase of approximately \$624,000 and in the second year \$532,900 for a total increase in costs over the life of the agreement of \$1,157,000.

The foregoing is provided to you as a matter of information because the collective bargaining agreement which results from this process is not subject to Council ratification since by the City's agreement to participate in this process, there was also an agreement to be bound by the result. However, the City's Personnel Director, Mr. Stephen Kintz, will make himself available at your convenience should you have any other questions with regard to this matter.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file.

November 19, 1980

Council President Adado and
Council Members

10th Floor, City Hall

Lansing, Michigan

Dear Council President Adado and
Council Members:

I have asked the Finance Director to prepare an up-date of the financial plan to reflect the results of last year's operations and the effect of the recession on Lansing. As you are aware, the recession had been predicted to occur long before it actually did. In light of the fact that we, as a City, planned our programs and expenditures on a more optimistic basis when the recession did not begin, we must now reassess our planned activities with revenues falling significantly below projections.

The effect of the recession in the fourth quarter of Fiscal 1979-80 caused a large drop in income tax revenues. The 5% gain overall in the first three quarters was totally wiped out and, at year end, income

taxes actually decreased from the previous year. This equated to a \$700,000 short fall from original projected income tax revenue. When we began to see this occurring last spring, I ordered a number of stringent measures to cut expenditures. I ordered a hiring moratorium, a purchase moratorium, precluded any new programs not fully offset by real cost reductions and deferred some capital expenditures.

As a result of these steps, turnbacks for last Fiscal Year exceeded estimates based on historical experience and served to offset the unrealized revenues. By careful management, my administration has managed to keep Lansing in a relatively stable fiscal position in the midst of an unexpectedly severe recession. We still are experiencing revenue shortfalls, particularly in income tax and State shared revenues. The condition of the State of Michigan will aggravate this situation for the foreseeable future. Investment returns, were, however, up due to these same factors.

The Finance Director has revised his forecast based on a slow recovery in 1981. If this occurs, we will still be behind our estimates made last year during budget development. If, however, the state and national economies don't improve, we will experience a continued downturn which will force deeper cuts in expenditures and planned programs.

I am committed to expenditure reductions and have been making them.

Further, I am fully committed, as I have stated in my budget policy recommendation to you last September, to reducing the property tax levy to offset somewhat the inflationary growth in the assessed valuation of real property. I applaud the Council's resolution of November 15 in this area. It supports my already stated position and, if you assist administrative efforts to hold the line and make reductions, I am sure we will be able to achieve our goal.

Yours truly,

GERALD W. GRAVES.

Received and placed on file.

November 20, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

Well, they are going to do it to us again. By "they," I refer to The Michigan History Division of the Michigan Department of State.

The attached letter advises—of all things

—that it is the intent of the Michigan History Division to nominate the J. W. Knapp Company Department Store to the National Register of Historic Places.

I must confess that upon receipt of the letter, and the attached NOTICE, I was of the opinion that someone with a sense of humor was submitting an item for the Old Newsboys Fun Edition soon to hit the streets, to raise dollars to assist needy children. For example, Item 2 of the NOTICE reads as follows, and I quote:

"If the property contains coal resources and is listed in the National Register, certain provisions of the Surface Mining and Control Act of 1977 make it less likely that surface mining of the coal will be permitted by the State or Federal government."

However, unbelievable as it may seem, the communication, and attachments, are real. The Michigan History Division truly intends to nominate the J. W. Knapp Company Department Store to the National Register of Historic Places.

Is the J. W. Knapp Company Department Store truly historic? I guess in a pretending, make believe, "well we have to name something historic" type of world, I guess you could say it is historic—BUT, the fact remains, the J. W. Knapp Company Department Store was built in 1937, or 43 years ago, according to official City records. If that is historic, then hundreds of buildings, including numerous homes, in Lansing are historic. I feel the naming of the J. W. Knapp Company Department Store is stretching the imagination beyond reality. In fact, citizens of this City advise that the J. W. Knapp Company Department Store, when constructed in 1937, was considered to be "the most modern store in Central Michigan." Just how have we gone from "modern" to a "historical site" in far less than a life-time? Not only is the building only 43 years old, but in 1949, or 31 years ago, an addition to the facility took place, as well as, in 1961, 1964 and 1967.

Too, it is interesting to note, that a portion of Knapp's became a Petroff operation in 1979, with complete renovation. In 1980, a portion of Knapp's became an Altman operation, which resulted in complete re-building.

The Criteria for Evaluation submitted by the Michigan Historic Division is so general that almost anything the Division chooses could be named an "historic site." This hysteria resulted from an over-zealous U. S. Congress during the Bicentennial Year, and has continued ever since.

This past weekend, buyers for the J. W. Knapp Company Department Store came forward. These buyers are interested in securing the real estate from a local bank, if the Federal Bankruptcy Court delivers the facility to the bank by late January, 1981, as a result of a secured loan. In the event the J. W. Knapp Company Depart-

ment Store is named to the National Register, the Historic Preservation Guidelines would considerably hamper facade restoration and interfere with modernization of the facility to put it back into operation as a department store in Downtown Lansing.

I request your **formal opposition** to the intent of the Michigan History Division of the Michigan Department of State. Same must be forwarded by December 3, 1980.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

DATE: 11/20/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Department

Re: P-4-79C—Trapper's Cove Subdivision
No. 2, Final Plat

Re: P-7-80—Bradwell Park, Final Plat

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 11/20/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Department

Re: LS-69-80—North of 5404 Wexford
Road

Re: LS-70-80—West side of Piper Avenue, north of Webster

Re: LS-71-80—Southwest corner of
Pheasant and Radford

Re: LS-72-80—Northeast corner of
Picardy and Webster

Re: LS-57-80—5313 Catalpa

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 11/20/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Department

Re: ACT-33-80—Bradley ROW Vacation

Re: ACT-36-80—Capitol Commons
ROW's

Re: ACT-37-80—Sparrow ROW Construction

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 11/20/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Department Re: JDA-1-80—Olofsson Corporation Bond Issue

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 11/20/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Attached correspondence from the Planning Department Regarding River Development.

The attached is submitted for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety and Committee on Physical Development.

DATE: 11/20/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached corre-

spondence from the Planning Department
Re: Community Development Block
Grant

The attached correspondence is submitted
for your information.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical De-
velopment.

DATE: 11/20/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached cor-
respondence from the Planning Depart-
ment Re: Kingsley East Acquisition

The attached correspondence is forwarded
with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical De-
velopment.

DATE: 11/20/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Attached Correspondence from
the Mayor's Economic Development Ad-
visory Group Regarding PM One/Don
Lee Tax Abatement for Southbrook Villa
Apartments

The attached is submitted for your
action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic De-
velopment.

DATE: 11/20/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached cor-
respondence from the Mayor's Economic
Development Advisory Group Re: De-
veloper's responsibility for underground
vaults

The attached correspondence is forwarded
with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic De-
velopment.

DATE: 11/20/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached cor-
respondence from the Administrative Re-
view Committee Re: Sale of Vacant Lot
(NDA No. 3) 1216 N. High Street

The attached correspondence is forwarded
with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical De-
velopment.

November 20, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

Please find attached my communication
to the Lansing School District and Board
of Education on the petition opposing the
conversion of Hill High School which was
referred to my office at the City Council
meeting on November 17, 1980.

As you can see in my letter, I have indi-
cated that the City of Lansing is not a
party to this proposed action, and I believe
it would be inappropriate for the City to
take a formal position on this matter. I
would refresh City Council's memory of its
liaison committee with the Lansing School
District which was established at the time
the school district offered four elementary
schools to the City of Lansing one year
ago. I would suggest if Council wishes to
involve itself in this matter that any in-
volvement be conducted through that liaison
committee at an informal level. City staff
which worked with the liaison committee
will be available as needed.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to School Liaison Committee.

RESOLUTIONS

By COUNCILMAN BRENKE—

Resolved by the City Council of the City
of Lansing:

That the request of the Capitol Caravan
Club of Elf Khurafah Temple, for a spe-
cial 24-hour liquor permit for its annual
Christmas Party to be held on December

13, 1980 at the Headquarters Armory at 2500 S. Washington Avenue is hereby approved provided the special 24-hour liquor permit is obtained from the Liquor Control Commission.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Coachlight Estates Action Group has requested installation of STOP signs at the intersection of Monticello Drive and Coachlight Commons; and

Whereas, the Traffic Board has recommended installation of a STOP sign for southbound traffic on Monticello Drive at Coachlight Commons for a 90-day trial period;

Now, Therefore, Be It Resolved, the Lansing City Council hereby adopts the Traffic Board recommendation to install a STOP sign on southbound Monticello Drive at Coachlight Commons for a 90-day trial period; and

Be It Further Resolved, the Traffic Board is requested to report back to the Committee on Public Properties and Safety regarding results of the trial period, with such report to include input from the Coachlight Estates neighborhood.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing Public Library has requested additional parking for their uses; and

Whereas, more on-street parking can be accommodated on Kalamazoo Street according to recommendations from the Traffic Board;

Now, Therefore, Be It Resolved, the Lansing City Council hereby adopts the Traffic Board's recommendations and approves the following changes to parking restrictions on the south side of Kalamazoo Street:

1. Add "One hour metered parking 8 AM-6 PM" from 64 feet east of Capitol Avenue to 192 feet east of Capitol Avenue.
2. Change "No Parking 6 AM-6 PM except Saturday and Sunday" from Townsend Street to Washington Avenue TO:

a. "No Parking 6 AM-6 PM except Saturday and Sunday" from Townsend Street to Capitol Avenue.

b. "No Parking 6 AM-6 PM except Saturday and Sunday" from 192 feet east of Capitol Avenue to Washington Avenue.

and

Be It Further Resolved, the City Council authorizes installation of six (6) parking meters on the south side of Kalamazoo Street in the area designated in (1) above.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, area residents have requested installation of STOP signs at the intersection of Benton Boulevard and Lafayette Avenue for safety reasons; and

Whereas, after review and comment by the Traffic and Parking Division, the Traffic Board recommended denial of the request for STOP signs, saying that a target arrow sign should be installed to warn drivers of this "tee" intersection; and

Whereas, area residents have repeated their request for STOP signs despite the Traffic Board's recommendations;

Now, Therefore, Be It Resolved, the Lansing City Council hereby authorizes the installation of a STOP sign on eastbound Lafayette Avenue at the intersection of Benton Boulevard.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

LS-67-80
2826 Reo Road
3301-31-405-181, 183

More particularly described as:

The west 100 feet of Lot 45, Eco Farms Subdivision, City of Lansing, Ingham County, Michigan.

Whereas, Roy Markey has requested to divide the above described property into two (2) parcels; and

Whereas, the Planning Board has reviewed this request and recommends approval; and

Whereas, the Physical Development Committee of City Council has reviewed the report of the Planning Board and does concur therewith;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing approves of the request to divide the above described property as follows:

Parcel A—The east 50 feet of the west 100 feet of Lot 45, Eco Farms Subdivision, City of Lansing, Ingham County, Michigan.

Parcel B—The west 50 feet of Lot 45, Eco Farms Subdivision, City of Lansing, Ingham County, Michigan.

The applicant, however, stipulates and understands that the lot split as granted by the City of Lansing does not necessarily mean that the applicant may proceed with the division of the property. The applicant further understands that there may be some private restrictions contained in his deed for plat restrictions which may or may not be required with the Register of Deeds, which may run with the land.

The applicant further understands that the City does not have the power or authority over these restrictions.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

LS-73-80
West side of Pheasant Avenue,
just south of Pollard Road
3305-06-430-056, 062, 063, 052, 054

More particularly described as:

Lots 200, 201, 218 and 219, plat of Webster Farms Subdivision No. 3, City of Lansing, Ingham County, Michigan.

Whereas, Roy Markey has requested to divide the above described property into seven (7) lots, three of which are below the minimum requirements of the Subdivision Ordinance; and

Whereas, the Planning Board has reviewed this request and recommends approval; and

Whereas, the Physical Development Committee of City Council has reviewed the report of the Planning Board and does concur therewith;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing approves of the request to divide the above described property as follows:

Parcel A—The north 50 feet of the south 75 feet of Lots 200 and 201, plat of Webster Farms Subdivision No. 3, City of Lansing, Ingham County, Michigan.

Parcel B—The south 25 feet of Lots 200 and 201 and the north 25 feet of Lots 218 and 219, plat of Webster Farms Subdivision No. 3, City of Lansing, Ingham County, Michigan.

Parcel C—The south 50 feet of the north 75 feet of Lots 218 and 219, plat of Webster Farms Subdivision No. 3, City of Lansing, Ingham County, Michigan.

The applicant, however, stipulates and understands that the lot split as granted by the City of Lansing does not necessarily mean that the applicant may proceed with the division of the property. The applicant further understands that there may be some private restrictions contained in his deed for plat restrictions which may or may not be required with the Register of Deeds, which may run with the land. The applicant further understands that the City does not have the power or authority over these restrictions.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

LS-75-80
1123 Hillcrest
3301-32-251-401

More particularly described as:

The east 118 feet of the west 158 feet of Lot 4, Supervisor's Plat of Hillcrest Farms, City of Lansing, Ingham County, Michigan.

Whereas, Michael Holmes has requested to divide the above described parcel into two (2) lots; and

Whereas, the Planning Board has reviewed the request and recommends approval; and

Whereas, the Physical Development Committee of City Council has reviewed the report of the Planning Board and does concur therewith;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing approves the request to divide the above described property as follows:

Parcel A: The east 58 feet of the west 158 feet of Lot 4, Supervisor's Plat of Hillcrest Farms, City of Lansing, Ingham County, Michigan.

Parcel B: The east 60 feet of the west 100 feet of Lot 4, Supervisor's Plat of Hillcrest Farms, City of Lansing, Ingham County, Michigan.

The applicant, however, stipulates and understands that the lot split as granted by the City of Lansing does not necessarily mean that the applicant may proceed with the division of the property. The applicant further understands that there may be some private restrictions contained in his deed for plat restrictions which may or may not be required with the Register of Deeds, which may run with the land.

The applicant further understands that the City does not have the power or authority over these restrictions.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

LS-74-80
East side of Pheasant Avenue,
at Pollard Road
3305-06-431-002, 006, 008, 012

More particularly described as:

The west 54 feet of Lot 198, except the north 100 feet; Lot 199 except the north 100 feet thereof; and the west 120 feet of Lot 220 except the south 78 feet thereof.

Whereas, Roy Markey has requested a division of three (3) parcels of land into five (5) lots; three of which are below the minimum requirements of the Subdivision Ordinance; and

Whereas, the Planning Board has reviewed this request and recommends approval; and

Whereas, the Physical Development Committee of City Council has reviewed the report of the Planning Board and does concur therewith;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing approves of the request to divide the above described property as follows:

Parcel 1: The south 51 feet of the north 151 feet of the west 54 feet of Lot 198, also the south 51 feet of the north 151 feet of Lot 199, plat of Webster Farms Subdivision No. 3, City of Lansing, Ingham County, Michigan.

Parcel 2: The west 54 feet of Lot 198 except the north 151 feet thereof; also Lot 199 except the north 151 feet thereof; also the west 120 feet of Lot 220 except the south 129.5 feet thereof, plat of Webster Farms Subdivision No. 3, City of Lansing, Ingham County, Michigan.

Parcel 3: The north 51.5 feet of the south 129.5 feet of the west 120 feet of Lot 220, plat of Webster Farms Subdivision No. 3, City of Lansing, Ingham County, Michigan.

The applicant, however, stipulates and understands that the lot split as granted by the City of Lansing does not necessarily mean that the applicant may proceed with the division of the property. The applicant further understands that there may be some private restrictions contained in his deed for plat restrictions which may or may not be required with the Register of Deeds, which may run with the land.

The applicant further understands that the City does not have the power or authority over these restrictions.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

SUP-11-80
5000 Block of Stafford
3301-33-379-121 and 131

Whereas, in accord with the provisions of Section 36-42 (11) of the Lansing Zoning Ordinance, a request was made by Musette Michael, Director of the Bridge House, for approval of a special use permit for the purpose of establishing a shelter home for twelve (12) teen aged girls upon the premises located in the 5000 block of Stafford Avenue (east side), more particularly described as:

The north 120 feet of Lot 2 of Creyts Acres Subdivision, a part of the east $\frac{1}{2}$ of the southwest $\frac{1}{4}$ of Section 33, T4N, R2W, City of Lansing, Ingham County, Michigan; also a parcel of land described as beginning at the northeast corner of said Lot 2; thence east along the south line of Lot 3 of said Creyts Acres to the southeast corner of said Lot 3, thence south 120 feet; thence west 132 feet to a point on the east line of said Lot 2; thence north along the east line of said Lot 2, 120 feet to the point of beginning; and

Whereas, the Planning Board, at its meeting of September 23, 1980, recommended that the special use permit be approved subject to conditions; and

Whereas, the Physical Development Committee of City Council has reviewed the report of the Planning Board and basically concurs therewith, but added further conditions;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing hereby grants special use permit number 11 of 1980 to allow the operation of a shelter home for twelve (12) teen aged girls in the above described premises subject to the following conditions:

- 1) The driveway be placed on the south side of the house.
- 2) A fence, size and type to be approved by the Planning Department, be placed on the north side of the property.
- 3) All requirements of the Zoning and Building Codes be met; and

Be It Further Resolved, that the City Clerk be, and she is hereby, directed to notify the applicant of this action.

Councilman Brenke spoke.

President Adado asked Vice-President McKane to take the chair so he could speak on this home for girls.

Councilman Belen spoke.

Councilman Worthington spoke.

President Adado resumed the chair.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Lindemann, McKane, Worthington—5.

Nays: Councilman Brenke—1.

By COUNCILMEN BELEN, LINDEMANN AND GUNTHER—

Resolved by the City Council of the City of Lansing:

Whereas, it is necessary to hold a public hearing prior to the Council approval of Commercial Redevelopment Exemption Certificate for the following petitioner:

Commercial Redevelopment District
CRD-8-79

Petitioner: William R. & Rosemary Ralls
118 W. Ottawa Street

Whereas, September 8, 1980, Lansing City Council approved a Certificate for LWC Company in the above district, and

Whereas, William R. & Rosemary Ralls are the new owners of the property commonly known as 118 W. Ottawa Street, and

Whereas, Certificates may be transferred to new owners in accordance with Sec. 15 of the Commercial Redevelopment Act, and

Therefore, Be It Resolved, that the City Clerk give at least 10 days notice of a public hearing when all persons interested may attend and make any objections they may have to the approval of the certificate and

Further Resolved, that the City Clerk notify the legislative body of each taxing unit which levies ad valorem property taxes in the City, and

Further Resolved, that such hearing shall be held at the Council Chambers in the City Hall on the 15th day of December, 1980, at 7:00 p.m. and that notice of such hearing be published in a publication of general circulation of said City.

Adopted by the following vote:

Unanimously.

By COUNCILMAN BELEN—

RESOLUTION CONSENTING TO THE
TRANSFER OF EMPLOYMENT

Minutes of a regular meeting of the City Council of the City of Lansing, Michigan, held at 7:00 o'clock p.m., Michigan Time, on November 24, 1980, at which the following members were present:

Councilmen Adado, Belen, Brenke, Lindemann, McKane, Worthington;

and the following were absent:

Councilmen Blair and Gunther.

The following preamble and resolution were offered by Councilman Belen and supported by Councilman Brenke:

Whereas, Service Beer Sales, Inc., ("Service") originally leased locations for its business at 914 Terminal Road and 628 Park Place, Lansing, Michigan; and

Whereas, Service desired to consolidate and expand its business but was unable to do so at either of its Lansing locations; and

Whereas, after diligent inquiry, Service was unable to find a satisfactory location for consolidating its business in the City of Lansing; and

Whereas, Service has obtained a satisfactory location for its business in Watertown Township, Clinton County, Michigan, at the intersection of North Grand River and Industrial Parkway; and

Whereas, Service has applied to The Economic Development Corporation of The County of Clinton under the provisions of Act 338 of the Public Acts of Michigan of

1974, as amended (the "EDC Act") for assistance in financing the acquisition and construction of its new business location (the "Project"); and

Whereas, the Project will result in the transfer of approximately twenty-four (24) employees from the City of Lansing to Watertown Township in Clinton County; and

Whereas, in the event of a transfer of employment, the EDC Act requires the municipality which loses jobs to consent, by resolution, to the transfer of employment; and

Whereas, Service has satisfied all requirements of the Employment Transfer Policy adopted by this City Council on June 16, 1980.

Now, Therefore, Be It Resolved by this City Council of the City of Lansing, as follows:

1. In accordance with the provisions of the EDC Act, the City Council of the City of Lansing hereby consents to any transfer of employment which may occur as the result of Service Beer Sales, Inc.'s moving the location of its business to Watertown Township, Clinton County and this City Council hereby gives consent and approval to The Economic Development Corporation of The County of Clinton to finance the Project through the issuance of limited obligation revenue bonds.

2. The City Clerk is instructed to send two certified copies of this Resolution to Donald Lowell, Secretary of The Economic Development Corporation of The County of Clinton, 306 Elm Street, St. Johns, Michigan, 48879.

3. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be, and hereby are, rescinded.

Yeas: Councilmen Adado, Belen, Brenke, Lindemann, McKane, Worthington.

Nays: None.

Absent: Councilmen Blair, Gunther.

Abstain: None.

Resolution declared adopted.

THEO FULTON,
Lansing City Clerk.

STATE OF MICHIGAN }
COUNTY OF INGHAM } ss.

I hereby certify that the attached is a true and complete copy of a resolution adopted at a regular meeting of the City Council of the City of Lansing, County of Ingham, Michigan, held on the 24th day

of November, 1980, and that said minutes are on file in the office of the City Clerk and are available to the public. Public notice of said meeting was given pursuant to and in compliance with Act No. 287, Public Acts of Michigan, 1976, including in the cast of a special rescheduled meeting, notice of publication or posting at least eighteen (18) hours prior to the time set for said meeting.

In Witness Whereof, I have hereunto affixed my official signature this 24th day of November, A.D. 1980.

THEO FULTON,
Lansing City Clerk.

Dated: November 24, 1980

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council has on several occasions affirmed its support of the Grand River Salmon Project; and,

Whereas, the City of Lansing Grants and Program Coordinator's Office has been informed that certain monies are available through the State of Michigan Department of Natural Resources, Land and Water Conservation Fund; and,

Whereas, these monies may be utilized to develop Salmon Fishing Support Facilities along the Grand River at 1111 Race Street; and,

Whereas, the cost of developing the Chadwell Canoe Launch and Dock will be \$106,596.00 (total), the City Share being \$53,298.00 and the State Share being \$53,298.00, the matching requirement being 50%; and,

Whereas, monies for the matching requirement are currently available in the Grant Match-General City Account No. 101-936-941-965; and,

Now, Therefore, Be It Resolved that the Controller be authorized to reserve the monies as indicated in the account above for the specific purpose of providing the city's match share for this grant application for development of the Chadwell Canoe Launch and Dock in support of the Grand River Salmon Fishing Project; and,

Be It Finally Resolved, that the Lansing City Council does authorize the Mayor and the Grants and Program Coordinator to submit the grant application to the State of Michigan Department of Natural Resources Land and Water Conservation Fund for the aforementioned purpose.

Adopted by the following vote:

Unanimously.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing on August 8, 1980, submitted a grant requesting \$18,242.00 from the Tri-County Aging Consortium for funding a portion of the Senior Center Supervisor's Salary for the Civic Center; and,

Whereas, the contract is for only three months, the remaining being contingent upon funds being available; and,

Whereas, the total amount that the City of Lansing shall receive by the Consortium shall not exceed the maximum of \$3,899.00; and,

Now, Therefore, Be It Resolved that the Lansing City Council does accept the grant monies for funding a portion of the Senior Center Supervisor's position; and,

Be It Further Resolved that the contract be approved.

Be It Finally Resolved that the Controller is authorized to set all accounts necessary to implement the grant contract.

Adopted by the following vote:

Unanimously.

By COUNCILMAN BRENKE—

Resolved by the City Council of the City of Lansing:

That the following transfers be approved:

\$2,700.00 from Election—Inspector's Wages
A/C 101-191-000-720

\$2,700.00 to Election—Overtime
A/C 101-191-000-708

\$4,600.00 from 1980 Black Top Contract
A/C 101-936-107-974

\$4,600.00 to Jolly/Wexford Pedestrian Overpass
A/C 101-936-111-974

I hereby certify that this is a properly drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Approved:

WILLIAM A. BRENKE,
TERRY J. McKANE,
Ways and Means Committee.

Adopted by the following vote:

Unanimously.

INTRODUCTION OF ORDINANCE

The following ordinance of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by adding a new section to be numbered 36-116.6 to provide for an amendment to the amended Physical Development Plan for Neighborhood Development Area No. 3 within the City of Lansing for the acquisition of properties at 1526 New York Avenue and 1520 North High Street, was introduced by Councilman Worthington, read a first and second time by its title and referred to the Committee on Physical Development.

By COUNCILMAN McKANE—

Resolved by the City Council of the City of Lansing:

That Councilmen Blair and Gunther be excused from the session.

Carried.

REMARKS BY THE MAYOR'S
EXECUTIVE ASSISTANT

No comment.

REMARKS BY THE CITY COUNCIL

By COUNCILMEN BRENKE-
WORTHINGTON—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived for the purpose of presenting items that are not listed on the agenda.

Carried.

Liquor Control Commission submits request from DeHaven Development, Inc., for transfer of ownership of 1980 Class "C" licensed business located at 116-118 E. Michigan Avenue from Lansing Cafe, Inc.

Referred to Mayor, Committee on General Services.

Request from the Employees' Flower and Gift Association, Michigan National Guard Headquarters Armory for special 24-hour liquor permit for their annual Christmas Party on December 12, 1980, at the Headquarters Armory.

Referred to Mayor, Committee on General Services.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

Whereas, Mr. Wayne Magee has requested the reduction of the width of the Grinnell Drain Easement to facilitate the construction of two duplexes, and

Whereas, the Public Service Department has reviewed this matter carefully and recommends the reduction of the easement consistent with the above request,

Now, Therefore, Be It Resolved, the City Council of the City of Lansing hereby approves the reduction of the Grinnell Drain Easement across Lot 36 of Goodhome Subdivision from 60 ft. to 25 ft.

Adopted by the following vote:

Unanimously.

N. H. Smith spoke.

Dale Martin—Martin Block Co. spoke relative to closing of Main St. as a truck route.

Gregg Wortley, 1636 Melrose, East Lansing, spoke on behalf of the Friends for Arboretum Park and thanked the Council for honor given to them.

By COUNCILMAN LINDEMANN—

That this meeting stand adjourned.

Carried.

Council adjourned at 8:35 p.m.

THEO FULTON,
City Clerk.

Lansing, Mchigan

November 24, 1980

F/B

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, December 1, 1980

CITY COUNCIL ROOMS

Lansing, Michigan
December 1, 1980

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by President Adado.

Present: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Gunther.

Pledge of Allegiance was led by Councilman Gunther.

By COUNCILMAN McKANE—

That the Council Proceedings of October 27 and November 3, 1980, be approved.

Carried.

November 26, 1980

Miss Theo Fulton
Lansing City Clerk
9th Floor, City Hall
Lansing, Michigan 48933

Dear Miss Fulton:

Attached is my Veto Message dealing with the Resolution approving a special use permit for the purpose of establishing a shelter home for twelve (12) teen-aged girls upon premises located in the 5000 Block of Stafford Avenue (east side), as approved by City Council on Monday, November 24, 1980.

It is submitted to you in accordance with Section 3-305 of the Lansing City Charter.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

November 26, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

On Monday, November 24, 1980, you approved a Resolution granting a special use permit for the purpose of establishing a shelter home for twelve (12) teen-aged girls upon the premises located in the 5000 Block of Stafford Avenue (east side).

Upon some in-depth review of the matter, I concluded that the communication to you from the Secretary of the Planning Board is superficial and that your Resolution goes a long way in overburdening the City of Lansing with another State of Michigan sponsored shelter home in relation to the out-of-City area. For example, I have been able to:

- identify approximately 50 adult foster care homes, child caring institutions, foster family group homes, etc., in Inham County, **excluding the City of Lansing, but including Okemos, Mason, Dansville, Holt, Williamston, Haslett, Stockbridge, East Lansing, Webberville, Leslie, and Onondaga;**

- identify approximately 50 adult foster care homes, State paid children homes, etc., in Eaton County, **excluding that part of the City of Lansing in Eaton County, but including Olivet, Charlotte, Eaton Rapids, Grand Ledge, Vermontville, and Bellevue;** and

- identify approximately 50 ex-offender homes, substance abuse, youth homes, adult foster care homes, etc., **in the City of Lansing alone, a city with a relatively small land area compared to the two counties.**

In addition, it is fact that the Special Use Permit in question:

- is for a State sponsored, **non-tax paying facility** with an estimated cost of \$200,000 to be located in a residential neighborhood of far less costly homes; and

- is for a facility which will house 12 persons at a cost annually of **\$16,400 EACH**, a matter which leaves a lot of questions.

This facility obviously is **not** going to blend into the neighborhood, a neighborhood of fine homes, but none with a value of \$200,000. Too, I cannot believe the State Department of Social Services **cannot find a cheaper way** to raise a child than at \$16,400 EACH per year. What family in the City expends this kind of hard earned money per child annually? It is interesting to note, per Michigan State University, that a student at that institution can be housed, fed, with use of heat,

water, lights and maintenance for \$1,881.75 per school year on a basis of 2 persons per room. The year around cost, therefore, would be just over \$3,000 per student. At a time when the tax paying public is just plain upset by government spending, I cannot justify encouraging the State Department of Social Services to expend \$16,400 annually, per child, something not one of us, who manages our own income and budget, can afford, let alone help pay for an extravagant program brought before you.

I place my veto over this Resolution for the aforementioned reasons, and I do so in accordance with Section 3-305 of the Lansing City Charter.

Sincerely,

GERALD W. GRAVES,
Mayor.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived for the purpose of presenting an item that was not listed on the agenda.

Carried.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

Whereas, the special use permit (SUP-11-80) for a home for runaway girls to be located at 5000 Stafford Ave. was approved by both the Planning Board and the City Council, and

Whereas, the action of the City Council taken on November 24, 1980, has been vetoed by the Mayor;

Now, Therefore, Be It Resolved, the City Council hereby overrides the Mayor's veto and approves the SUP at 5000 Stafford Avenue.

Councilman McKane moved that any member of the Council or anyone in the audience be allowed to speak on this.

Carried.

Councilman Brenke spoke on SUP-11-80.

Jack Sudberry, 5002 Stafford, spoke in opposition.

Adopted by the following vote:

Yeas: Councilmen Belen, Blair, Gunther, Lindemann, McKane, Worthington—6.

Nays: Councilmen Adado, Brenke—2.

**PUBLIC HEARING,
NDA NO. 3 PLAN AMENDMENT
City Council Chambers,
10th Floor, City Hall**

Monday, December 1, 1980, 7:00 p.m.

CITY CLERK FULTON: This is the time set for the public hearing on the proposed amendment to the physical development plan for the Northside Neighborhood Development Area No. 3. This hearing is to consider an amendment prepared pursuant to the requirements of Michigan Act 344 of the Public Acts of 1945 as amended.

PRESIDENT ADADO: The Clerk will read.

CITY CLERK FULTON: The proposed amendment contains provisions for the acquisition of the two residential structures in NDA No. 3 at 1526 New York and 1520 North High Streets.

PRESIDENT ADADO: Brue Deason, Lansing Planning Department will now proceed with the introduction of the exhibits.

BRUCE DEASON: President Adado, members of City Council, ladies and gentlemen, this public hearing is being held in accordance with Michigan Act 344 of the Public Acts of 1945, as amended, an act known as the Blighted Areas Act. For the purpose of the record, I would like to introduce seven exhibits regarding the background of this property and activities that have occurred in preparation for this hearing.

(It is not necessary to read each of the exhibits but their description follows:)

Exhibit No. 1 is a certified copy of an excerpt from Citizens' District Council No. 3 minutes of September 18, 1980 and June 12, 1980 in which the members tentatively approved the acquisition of the properties at 1526 New York and 1520 North High.

Exhibit No. 2 is a certified copy of an excerpt of the Planning Board's minutes of October 22, 1980 in which the members tentatively approve the acquisition of the properties at 1526 New York and 1520 North High.

Exhibit No. 3 is background information on the proposed acquisition properties, 1526 New York and 1520 North High in Neighborhood Development Area No. 3.

Exhibit No. 4 is a copy of the Resolution of the City Council setting December 1, 1980 as the date of the Public Hearing to consider the proposed plan amendment.

Exhibit No. 5 is a certified copy of the notice of Public Hearing that was published in the Lansing State Journal on November 17, 1980.

Exhibit No. 6 is an affidavit affirming that notice of the Public Hearing was mailed to residents and property owners

in the district and development areas of Neighborhood Development Area No. 3 on November 4, 1980.

Exhibit No. 7 is an affidavit affirming that notice of the Public Hearing was distributed door-to-door to the residents in the District and developmental areas of Neighborhood Development Area No. 3 on November 5, 1980.

The structures at 1526 New York and 1520 North High are in dire need of repairs. A cost estimate study for the repair of both houses was undertaken and it was determined that the cost of repair was considerably more than the estimated market values. Therefore, it is recommended that the properties be acquired and the structures demolished.

PRESIDENT ADADO: Anyone in the audience who would like to comment on the proposed acquisition of the properties at 1526 New York and 1520 North High in Neighborhood Development Area No. 3 and the demolition of the structures on those properties, please step to the microphone. State your name, address, and comments, keeping in mind that there may be other people who would like to be heard.

PRESIDENT ADADO: If there are no further comments, then the Planning Department is directed by the Chair to forward this Amendment to the Northside Neighborhood Development Area No. 3 Plan to Citizens' District Council No. 3 for that group's review. Pursuant to Public Act 344, the District Council's action must be completed during the 10 day period ending on December 11, 1980.

Referred to Committee on Physical Development.

PUBLIC HEARINGS

December 1, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed Commercial Redevelopment Exemption Certificate for

Samuel D. Ingham Building Company
% David B. Sharpe
116 W. Ottawa Street.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed certificate they had the privilege of speaking at this time.

David B. Sharpe spoke as to progress of the building.

Referred to Committee on Economic Development.

December 1, 1980, at 7:00 o'clock being the time set as the time for holding a

public hearing on the proposed approval of Industrial Facilities Exemption Certificate for

Olofsson Corporation
2727 Lyons Avenue.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed certificate they had the privilege of speaking at this time.

Referred to Committee on Economic Development.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING ITEMS LISTED ON THE AGENDA: COMMUNICATIONS AND PETITIONS, COMMITTEE REPORTS, REPORTS OF CITY OFFICERS AND BOARDS AND RESOLUTIONS. YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

No person spoke.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

AUTOMOBILE WRECKER—

Four Seasons Auto & Truck Sales, Roy's Towing.

Referred to Committee on General Services.

Petition filed for rezoning:

Z-45-80—

East 20 feet of Lot 106, Northlawn Subdivision, City of Lansing, Ingham County, Michigan, from "B" One Family Residential District to "F" Commercial District—(700 block of Call Street—behind 2416 North East Street).

Referred to Mayor, Planning Board.

Letter from Loretta Ames submitting a check under protest in payment of the water and sewerage deposit which was sent to the Board of Water and Light.

Referred to Mayor.

Letter from Lansing School District which was sent to Mr. Richard Letts, Human Relations Director, in regard to cooperation received from the staff during athletic contests.

Received and placed on file.

Consumers Power Company submits notice of meeting to be held December 9, 1980, in connection with monthly billings.

Received and placed on file.

Notice of Hearing from State of Michigan before the Michigan Public Service Commission in the matter of the "Other Operations and Maintenance" expense indexing system as authorized by the Commission.

Received and placed on file.

MAYOR COMMENTS ON ANY ITEM ON THE AGENDA

Mayor spoke on SUP-11-80, 5000 blk. Stafford Ave., and other related homes, costs, etc., also spoke on his letter 3c relative Pat Smith and his letter 3f on East Side Traffic Study.

REPORTS OF COMMITTEES

The COMMITTEE ON GENERAL SERVICES approves the following applications and bonds for licenses:

AUTOMOBILE WRECKER—

Four Seasons Auto & Truck Sales, Roy's Towing.

Signed:

WILLIAM A. BRENKE ,
TERRY J. McKANE,
LOUIS F. ADADO,
Committee on General Services.

By COUNCILMAN BRENKE—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred the rezoning petition Z-81-80 for property at

113-115 North High Street from "A" One Family Residential District to "C" Business District, reports as follows:

That said rezoning be approved.

Signed:

SIDNEY P. WORTHINGTON,
WILLIAM A. BRENKE,
LUCILE BELEN,
Committee on Physical
Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

November 24, 1980

President Adado and Members

Lansing City Council

Gentlemen:

Attached please find an application for a parade permit from the Knights of Templar, Prince Hall Grand Commandery, State of Michigan, scheduled for 1:30 P.M. on Saturday, May 30, 1981, which has been approved by all the necessary departments.

Our personnel estimate this will cost the City a total of \$296.42, which represents one sergeant, ten officers and eleven vehicles for 1.5 hours.

We realize this parade is being sent to you far ahead of time for approval, however, Mr. Carnegie requested this be done so he can make his arrangements.

Respectfully yours,

RICHARD A. GLEASON,
Chief of Police.

Referred to Committee on Public Property and Safety.

November 18, 1980

Honorable Mayor and

Members of the City Council

Lansing, Michigan

Re: Evaluation Report

Gentlemen:

During this year the Mechanical Division of the Department has been effective in

administering the City's Mechanical Code. Several important priorities of the Board that were implemented by the City include the following:

1. New Examinations were developed for the licensing of mechanical contractors. The City of Lansing has been one of the leaders in developing criteria for such examinations and licensing. The State of Michigan is now attempting to establish a licensing program at the state level. When and if a suitable state program is developed, the Board would consider recognizing State Licensed Mechanical Contractors within the City.

2. The City's Mechanical Code was revised, as recommended by the Mechanical Board, in accordance with state law requirements.

3. The Department, with the advice of the Mechanical Board, continues to provide public service information to home owners and contractors regarding such matters as energy conservation, wood-burning stoves, and public safety as it relates to the Mechanical Code.

The Board continues to feel that there is an excellent relationship between the Board and the Department of Building Safety and Development and that the co-operation received from the Department is commendable.

Respectfully submitted,

KENNETH HEUSS,
Chairman,
Board of Mechanical
Examiners.

Referred to Committee on Public Property and Safety for filing.

DATE: 11/25/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Director, Building Safety and Development Re: Grass Cutting Assessment for July 1981 Tax Roll (L-19)

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

By COUNCILMAN LINDEMANN—

That we concur in the recommendation of the Mayor and said assessments be placed on the July 1981 tax roll.

Carried.

DATE: 11/24/80

TO: Council President and Members of the
Lansing City Council

FROM: Gerald W. Graves, Mayor

SUBJECT: Attached correspondence from
Parks Director regarding request to
remove Dexter Basketball CourtThe attached communication is submitted
with my concurrence. No action is re-
quired on the part of the City Council.GERALD W. GRAVES,
Mayor.

Received and placed on file.

DATE: 11/24/80

TO: Council President and Council
Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Attached correspondence to Pat
Smith, Executive Director, Community
Design CenterThe attached correspondence addressed
to the above-mentioned, is forwarded to
you for informational purposes.GERALD W. GRAVES,
Mayor.

Received and placed on file.

November 24, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

Currently there are four vacancies (2 appointed and 2 elected) on the Citizens' District Council No. 3 (Northside). Two of the appointed vacancies occur as a result of the resignation of Kip Checkley and the removal of Mario Gonzalez; two of the elected vacancies occur as a result of the removal of Deborah Tellez-Scott and one position that was not filled in the most recent election.

Listed below, for your consideration and confirmation, are my suggestions to fill said vacancies:

Replacing appointed member Kip Checkley
—Term Expiring May 5, 1982:

Juanita Abbot, 816 E. North Street,
Lansing, Michigan 48906

Ms. Abbot is retired from American
Bank & Trust Co. She owns her home

and has lived in the neighborhood 47
years.

Replacing appointed member Mario Gon-
zalez—Term Expiring May 5, 1981:

Phillip Creps, 1224 N. High Street,
Lansing, Michigan 48906

Mr. Creps is a new resident in NDA
No. 3. He is purchasing his home and
participating in the Community Develop-
ment Program. He is a first year medi-
cal student at M.S.U., holding a B.S.
Degree from Bowling Green University
and a B.A. from the University of Toledo.

Replacing elected member Deborah Tellez-
Scott—Term Expiring May 5, 1983:

David Ewen, 1528 Massachusetts,
Lansing, Michigan 48906

Mr. Ewen is 24 years old and employed
by the C. E. Jenks Plumbing Co. He
owns his home and is currently rehabili-
tating it under the CD Program.

Replacing the vacant elected position—
Term Expiring May 5, 1981:

Santiago Ramirez, 1029 E. Grand River,
Lansing, Michigan 48906

Mr. Ramirez has been attending the Citi-
zens' District Council meetings for sev-
eral months. He has an extensive back-
ground in housing opportunities and the
building industry, having been employed
as a housing assistance specialist for the
past eight years.

The above is submitted in accordance
with Ordinance No. 559 which was adopted
January 21, 1980. I trust the recom-
mendations meet with your approval.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical De-
velopment.

DATE: 11/25/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached cor-
respondence from the Administrative Re-
view Committee Re: Sale of Vacant
Lots: 326 Huron, 1217 W. Kalamazoo,
1229 New York Ave. and 1541 New York
Ave.

The attached correspondence is forwarded
with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Prop-
erty and Safety.

December 1, 1980

Honorable President and Members
of the Lansing City Council

Tenth Floor—City Hall

Lansing, Michigan 48933

Dear Council President and Members:

This is to advise that I am again responding to the question of the "Eastside Traffic Study" you raised at the City Council Meeting on November 24, 1980.

I say again because my original response to you on this matter was made May 2, 1979, at which time it was pointed out to you that many of the streets on the eastside of the City carry heavy daily traffic volumes—a situation which has developed through many years of usage which is not likely to suddenly disappear regardless of how the matter is politicized by the City Council.

I would remind you that on February 13, 1978, City Council passed a resolution requesting recommendations to reduce and eliminate truck and cross through traffic and what was termed conflicting parking traffic regulations between Kalamazoo and Michigan and Saginaw and Grand River on the eastside of the City. At the same time, Council stated that it was opposed to making any of the residential streets in this area thru-ways from Aurelius Road to Wood Street.

Contrary to what has been stated, on occasion, the Traffic Department did make preliminary studies of this matter after the City Council Resolution date of February 13, 1978. Further, it does not appear advisable to initiate a complete and separate traffic study at this time in view of the fact that the Master Plan Study by the Planning Department is scheduled to commence in the Summer of 1981, as the subject to traffic certainly will be an integral part of this study.

You will also remember that the traffic diverter experiment in NDA No. 3 proved that without alternative routes, traffic diverters are ineffective. During the first two months of the experiment, High Street was closed for construction and the diverters had virtually no effect on through traffic throughout the neighborhood. After High Street was opened however, the through traffic on the other streets in the area dropped by nearly fifty percent. I would also remind you that the Truck Route Study eliminated all eastside streets for truck purposes except Saginaw, Grand River and Michigan and Marshall Streets between Saginaw and Oakland. The Truck Route proposal was submitted to Lansing City Council in May of 1979 and was finally acted on September 15, 1980!

As I have indicated, this situation has been "politicized for years," however, there is no simple expedient answer to the problem. The total north-south demand on the

seven streets between Clemens Avenue and Kipling Blvd. is approximately 11,500 vehicles per day. The volume ranges from approximately 600 vehicles per day on Kipling to nearly 4,000 vehicles per day on Foster Street. In addition, Marshall Street carries approximately 7,000 vehicles per day. There is no way to remove the north-south traffic from the residential streets in this area without providing an alternative route. None of the existing north-south streets are adequate to carry 12,000 to 19,000 vehicles per day.

Be further advised, the Planning Department has scheduled a Master Plan Study, incorporating a traffic study, for the Eastside to begin next year. It has been estimated by this Department that the duration of the study will be approximately 18 months. This Study, as part of the Master Plan Study, will address land use and traffic circulation in the entire eastside area. It is fundamental that traffic and transportation planning should not occur separate from land use planning.

In the meantime, the Master Plan Study was completed, just recently, for the Southwest Area of the City, and the study of the Second Ward is now underway. That for the Fourth Ward, River Island Study, was the first completed.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

November 26, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

Attached please find a copy of the final report of the Potter Park Citizens Advisory Committee. This group immediately went to work in the early summer when problems at the park became untenable, and met extensively with City staff in developing their recommendations.

I have reviewed the Committee's recommendations and concur in the Committee's approach. The recommendations are sensible and affordable, and I would recommend that City Council take appropriate steps to implement these recommendations. The report has been sent to the various City departments and will be reviewed as well by the Parks Board. Certain of these items will be addressed to you during the upcoming budget process.

I would further like to commend the members of this Committee, and particu-

larly chairman Dr. H. E. Crow, for their extensive work and insight into this effort. I believe all our citizens will be better able to enjoy Potter Park as a result of this Committee's study, and I would recommend City Council adopt a resolution of thanks for the Committee members.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

RESOLUTIONS

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, residents in the area of the East Main Street/South Holmes Street/Heald Place triangle have complained about traffic conditions that endanger pedestrians; and

Whereas, the Traffic and Parking Division presented various alternatives for improvement of traffic conditions by means of signs and/or signals; and

Whereas, the Traffic Board has reviewed these alternatives and recommended installation of a flashing light at the intersection of Holmes Street and Heald Place, to flash amber for Heald traffic and red for Holmes traffic; and

Whereas, area residents support the installation of the flasher while further requesting the installation of a traffic sign at the eastern part of Heald, to warn westbound traffic of the dangerous intersection with a pedestrian crossing;

Now, Therefore, Be It Resolved, the Lansing City Council hereby approves the installation of a flashing light at the Holmes/Heald intersection, to flash amber on Heald and red on Holmes, plus a traffic sign at the beginning of westbound Heald to warn of the dangerous intersection and a pedestrian crossing.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON GENERAL SERVICES—

Resolved by the City Council of the City of Lansing:

The request of SUA, Incorporated, for a new dance permit to be held in conjunction with 1980 B Hotel license located at 3121 East Grand River, Lansing, Ingham County

is hereby approved, provided all other requirements of the Liquor Control Commission have been satisfied, and provided that all the required signatures have been received.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON GENERAL SERVICES—

Resolved by the City Council of the City of Lansing:

The request of DeHaven Development, Incorporated, for transfer of ownership of 1980 Class C licensed business located at 116-118 East Michigan Avenue, Lansing, Michigan, 48933, Ingham County, from Lansing Cafe, Incorporated, is hereby approved, provided that all the required signatures have been received.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON GENERAL SERVICES—

Resolved by the City Council of the City of Lansing:

The request from Vicki Burns for a 24 hour liquor permit for the Department of Military Affairs Annual Christmas Party to be held on December 12, 1980, at the National Guard Armory, 2500 South Washington Avenue, is hereby approved provided the special 24 hour license is obtained from the Liquor Control Commission.

Adopted by the following vote:

Unanimously.

By COUNCILMAN BELEN—

Resolved by the City Council of the City of Lansing:

Whereas, Simone Joyaux has recently announced her departure from the City of Lansing, and

Whereas, Simone has been the catalyst for the arts community in Lansing since 1975, and

Whereas, after receiving her Master's Degree from MSU she took over the operation of the Center for the Arts located at 425 S. Grand Avenue, and

Whereas, under her able and determined guidance coupled with her ability to obtain

federal grants to employ staff, the Center for Arts grew and greatly enhanced the quality of life here in Lansing, and

Whereas, in 1978 Ms. Joyaux spearheaded the efforts to unify the arts organizations in Lansing when the Metropolitan Lansing Fine Arts Council merged with the Center to form the Lansing Arts Council Center which she has managed ably to the present time, and

Whereas, her dedicated involvement in numerous organizations and special projects for the furtherance of the arts has benefited all of us,

Now, Therefore, Be It Resolved, the City Council of the City of Lansing hereby expresses its deep gratitude and appreciation to Simone Joyaux for everything she has given to this city, and

Be It Further Resolved, the Council wishes Simone every possible success in her future endeavors, knowing that Lansing's loss is New England's gain, and

Be It Further Resolved, we will miss your "bright eyes and sweet smile."

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

FCF-5-80
1018 Clear Street

Whereas, in accord with the provisions of Act 28, Public Acts of 1977 of the State of Michigan, the State of Michigan Department of Social Services has notified the City of Lansing of its intent to license an adult foster care family home to house a maximum of two (2) foster adults upon the premises commonly known as 1018 Clear Street, more particularly described as:

Parcel No. 3301-21-253-07

Lot 16, Clear's Subdivision of Block 204, City of Lansing, Ingham County, Michigan; and

Whereas, upon review of the application the Planning Department found that:

- 1) No other similar existing or proposed facilities are located within 1500 feet of this proposed facility, and
- 2) Major repairs are necessary to bring the home up to minimum building and fire code standards; and

Whereas, the Physical Development Committee of the Council has reviewed the

report of the Planning Department and the results of the safety inspection;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing return the license application notice to the State of Michigan Department of Social Services indicating that the proposed facility is located more than 1500 feet from an existing similar facility or another proposed facility, but that the issuance of a license is not recommended due to the size and condition of the structure and lot; and

Be It Further Resolved, that the City Clerk be, and she is hereby, directed to return the license application notice with these concerns and that copies of this resolution, the Planning Department report and the safety inspection report be attached thereto and returned with the notice.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

Whereas, at the City Council meeting of May 29th, 1979, the Council ordered the construction of sidewalk at property located at 2820 E. Saginaw Street (Lot No. 3301-14-135-241-2), and the property located immediately to the east on the southwest corner of E. Saginaw and Howard (Lot No. 3301-14-135-231), and

Whereas, there is insufficient width to construct sidewalks without obtaining an easement or additional right-of-way, and

Whereas, the property owners have indicated an unwillingness to grant an easement or deed sufficient land for the construction of sidewalk,

Now, Therefore, Be It Resolved, the City Council of the City of Lansing hereby rescinds its action of May 29th, 1979, ordering sidewalk construction at the above-mentioned properties.

Adopted by the following vote:

Unanimously.

By PHYSICAL DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Act-36-80

Whereas, the Housing and Redevelopment Division of the Building Safety and Development Department of the City of

Lansing has requested the vacation of portions of Hillsdale, Lenawee and Sycamore Streets in the Capitol Commons Development Area, more particularly described as:

Lenawee Street

Beginning at the southeast corner of Block 141; thence south 0° 13' 35" west, 82.50 feet to the northeast corner of Block 144; thence north 89° 42' 05" west, 902.35 feet on the south line of Lenawee Street; thence north 0° 01' 50" west, 16.39 feet; thence south 89° 42' 05" east, 88.75 feet; thence north 0° 04' 11" west, 66.11 feet; thence south 89° 42' 05" east, 814.01 feet on the north line of Lenawee Street to the point of beginning.

Hillsdale Street

Beginning at the southeast corner of Block 143; thence south 0° 10' 23" west, 82.5 feet to the northeast corner of Block 164; thence north 89° 38' 08" west, 386.49 feet on the south line of Hillsdale Street; thence north 0° 00' 53" east, 36.75 feet; thence north 89° 24' 25" west, 15.00 feet; thence north 0° 00' 53" east, 45.69 feet; thence south 89° 38' 08" east, 401.72 feet on the north line of Hillsdale Street to the point of beginning.

Sycamore Street

Beginning at the northwest corner of Block 141; thence south 0° 10' 23" west, 873.72 feet on the east line of Sycamore Street to the southwest corner of Block 144; thence north 89° 38' 08" west, 82.5 feet to the southeast corner of Block 143; thence north 0° 10' 23" east, 873.49 feet on the west line of Sycamore Street to the northeast corner of Block 142; thence south 89° 41' 20" east, 82.50 feet to the point of beginning; and

Whereas, the vacation of these streets is consistent with the implementation of Phase I of the Capitol Commons Development Plan; and

Whereas, the Lansing Planning Board has reviewed, under the Act 285 process, and has recommended approval of the aforementioned street vacations, and

Whereas, the Physical Development Committee of City Council has also recommended approval of the same,

Now, Therefore, Be It Resolved, that the aforementioned portions of Hillsdale, Lenawee and Sycamore Streets be vacated but that full width utility easements be retained by the City of Lansing in accordance with the recommendations of Planning Board and the Physical Development Committee.

Adopted by the following vote:

Unanimously.

ZONINGS

By COUNCILMAN WORTHINGTON—

Whereas, it is deemed desirable to amend the Classification provided for in the Zoning Code of the City of Lansing, passed on the 13th day of November, 1958, in the following particulars, viz:

That property described as:

Z-33-80—130 E. Reasoner Street,

be rezoned from "C" Two Family Residential District to "DM" Multiple Family Dwelling District and the "Map" be changed to indicate such transfer;

Therefore, Be It Resolved, that the City Clerk shall give at least fifteen days notice of a Public Hearing when all persons interested may attend and make any objections they may have to such proposed changes in said Zoning Code.

Resolved Further, that such hearing shall be held at the Council Chamber in the City Hall on the 22nd day of December, 1980, at 7:00 o'clock p.m., and that notice of such hearing be published in the official publication of said city, as required by law.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the 15th day of September, 1980, this Council was petitioned to change the following described property from "A" One Family Residential District to "G-2" Wholesale District, all as set forth in the Zoning Code of this city, and

Whereas, at such hearing held on the 17th day of November, 1980, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-31-80—113-115 North Mill Street
3301-16-253-182

More particularly described as:

Commencing on the northeast corner of Lot 1; thence north 89° 58' 20" west 517.88 feet, south 02° 32' 18" east 640.6 feet, south 08° 51' 59" west 85.01 feet, south 26° 24' 19" west 214.08 feet to the point of beginning; thence south 89° 58' 20" east to the west right-of-way line of Mill Street; thence southerly along said west right-of-way line to the north right-of-way line of the alley located approximately 110 feet (+/-) north of Michigan Avenue;

thence along said right-of-way line 228.52 feet; thence north 19° 40' 32" east 184.22 feet to the point of beginning. Also that part of Lot 7 lying west of the last course of above described and the water's edge, Block 245, Original Plat;

from "A" One Family Residential District to "G" Business District.

Whereas, pursuant to Act 207, Public Acts of 1921 as amended, the Planning Board advised the City Council to approve the request; and

Whereas, the Physical Development Committee of City Council has reviewed the report of the Planning Board and does concur therewith;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing ordains that the request to rezone the above described property from "A" One Family Residential District to "G" Business District be approved.

Adopted by the following vote:

Unanimously.

REMARKS BY THE MAYOR

Mayor spoke relative bankruptcy court in connection with Knapp's.

City Attorney Sawyer spoke.

REMARKS BY THE CITY COUNCIL

George Sinodonis spoke.

Mark Grebner, 129½ E. Grand River Ave., East Lansing, Michigan, spoke.

Fred Porter, 3700 W. Holmes Rd., spoke relative to closing of streets, etc. in Capitol Commons area.

The following spoke relative to conditions in and around Capitol Commons Area:

Gray Orby, 226 S. Butler.

Elizabeth James, 302 S. Butler.

Fred Johnson, owner of property on Butler.

Daughter of persons living at 809 W. Hillsdale.

Bill Simpson.

Maggie Blair, 6209 Grovenburg Rd., spoke.

By COUNCILMAN BLAIR—

That this meeting stand adjourned.

Carried.

Council adjourned at 8:55 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

December 1, 1980

F/B

CITY CLERK'S OFFICE
Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE
U. S. POSTAGE
PAID
Permit No. 1461
Lansing, Michigan

913

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, December 8, 1980

CITY COUNCIL ROOMS

Lansing, Michigan

December 8, 1980

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by President Adado.

Present: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman McKane.

Pledge of Allegiance was led by Councilman McKane.

By COUNCILMAN McKANE—

That the council proceedings of November 10 and 17, 1980 be approved.

Carried.

HEARING ON PROPOSED CHANGE IN ZONING CLASSIFICATION

December 8, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1968, said proposed amendment being as follows:

That the property described as:

Z-38-80 — Stabler St.,

be rezoned from "A" One Family Residential District to "J" Parking District.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment(s) to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment(s).

Referred to Committee on Physical Development.

PUBLIC HEARING

December 8, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed special assessment district for the maintenance of the North Washington Mall and the South Washington Mall.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed special assessment district, they had the privilege of speaking at this time.

The following persons spoke:

Thomas Walsh, Attorney—431 S. Capitol Avenue.

Mike Seward, Executive Secretary of Chamber of Commerce (presented letter from William A. Boettcher).

Chris Baryames, owner of property at Kalamazoo and Grand Avenue.

Charles Hathaway, representing the Michigan National Bank.

Romayne Hicks, Realtor, representing 9 property owners — 1530 Glenwood Ave.

Stan Brauer, 213 S. Capitol Avenue.

Marion Taylor, speaking for the State Employees Credit Union on W. Lenawee Street.

Edward Remick, 519 W. Kalamazoo St., spoke for Lansing School District.

James Starr, Attorney, owner of building on W. Lenawee St.

Mark Michaels.

Patty Anderson, representing Plaza Center.

Shirley Buckner, 215 E. Kalamazoo St., owners of property at Kalamazoo and River Street.

Yvonne Branklyn, representing the NAACP.

Mary Reynolds.

Letter from James Bonfiglio, Senate General Counsel Office.

Referred to Committee on Public Property and Safety.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING ITEMS LISTED ON THE AGENDA: COMMUNICATIONS AND PETITIONS, COMMITTEE REPORTS, REPORTS OF CITY OFFICERS AND BOARDS, AND RES-

OLUTIONS. YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

Douglas Lange, 617 Virginia, Alma, Michigan, spoke on letter from American Red Cross.

Edward Remick, Lansing School District, spoke on resolution 1 e, sale of Genesee St. School.

Howard McConnell, 910 W. Lenawee, spoke on Mayor's letter on Capitol Commons.

Elizabeth James, 302 S. Butler, spoke.

Mr. McMullen, owner of store at 324 S. Butler, spoke.

Maggie Blair spoke.

Mary Reynolds spoke.

Ellen Grissette, 222 S. Butler, wants trash picked up.

Carrie Owens, 318 S. Butler Blvd.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

PUBLIC DRIVER —
Gary Lee Miller.

RUBBISH HAULER —
Charles Wilhite.

CABARET —
Quality Inn.

SIGN ERECTOR —
The Great Redwood Sign Company.

GOING OUT OF BUSINESS SALE —
L. S. Good and Company (J. W. Knapp Company).

Referred to Committee on General Services.

Card of appreciation from family of Robert Corbit.

Received and placed on file.

Invitation from the Ingham County Drain Commission Staff to a retirement open house in honor of Richard L. Sode — Monday, December 15, 1980, at the Drain Commission Office.

Received and placed on file.

Claim filed in 54A District Court by Ernest L. Shelp vs City of Lansing for damage to his vehicle.

Referred to Mayor, City Attorney.

Claims filed by:

John Figueroa for missing piece of clothing that was being held as evidence in a court case.

Gary Goldin for damage to his automobile after hitting a cement foundation on top of the Capitol Avenue Parking Ramp.

Referred to Mayor, City Attorney.

Stephens-Kyes and Associates, Inc., request final preliminary approval of Westwood Park No. 2.

Referred to Mayor, Planning Board.

Fred White Engineering Co. submits notice that all lot corners and monuments have been set and placed in the Plat of Brandford-Scott Park.

Referred to Mayor, Planning Board.

Application filed for Commercial Facilities Exemption Certificate for Fairview Heights Associates — 1612-1616 E. Michigan Avenue.

Referred to Mayor, Economic Development Committee.

Application for Industrial Facilities Exemption Certificate by Airport Realty Co.— 700 Porter St.

Referred to Mayor, Economic Development Committee.

Oldsmobile — Division of General Motors Corporation submits application for an Industrial Development District.

Referred to Mayor, Economic Development Committee.

Letter from American Rehabilitation, Inc., in regard to the subdividing of property at 5313 Catalpa.

Referred to Mayor, Committee on Physical Development.

Letter from Elizabeth A. Smith in regard to property tax statement and offers suggestion.

Referred to Mayor.

Letter from Unique Enterprises in regard to The Grand Queen Proposal.

Referred to Mayor, Committee on Physical Development and Committee on Public Property and Safety.

Letter from Stuart J. Dunnings, Jr., Attorney, in regard to Fred and Bill's Carry Out at 533 S. Butler Blvd. having to close due to road construction in the area.

Referred to Mayor.

Letter from Ingham County Road Commission in regard to Certificates of Insurance.

Referred to Mayor.

Letter from American Red Cross requesting assistance in funding to carry on their project Aid for the indigent of the Lansing Area.

Referred to Mayor.

MAYOR COMMENTS ON ANY ITEM ON THE AGENDA:

Mayor spoke on his letter on Capitol Commons.

REPORT OF COMMITTEE

The COMMITTEE ON GENERAL SERVICES approves the following applications and bonds for licenses:

RUBBISH HAULER —
Charles Wilhite.

CABARET —
Quality Inn.

SIGN ERECTOR —
The Great Redwood Sign Company.

GOING OUT OF BUSINESS SALE —
L. S. Good and Company (J. W. Knapp Company).

PUBLIC DRIVER —
Gary Lee Miller.

Signed:

WILLIAM A. BRENKE,
LOUIS F. ADADO,
TERRY J. MCKANE,
Committee on General Services.

By COUNCILMAN BRENKE—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

DATE: 12/1/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Director of Building Safety and Development. Re: Inspection Report of 230 N. Sycamore.

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Received and placed on file with copy to Committee on Physical Development.

DATE: 12/1/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Police Chief. Re: Complaint of Lorenz Service Company.

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

DATE: 12/3/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Chairman, Transportation Advisory Committee. Re: Aurelius Road Improvement Recommendations.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety and Committee on Physical Development.

December 4, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

Following a number of meetings involving the staff of the Lansing Economic Development Corporation, the Lansing Planning Department, as well as myself, with representatives of the OLDSMOBILE DIVISION OF GENERAL MOTORS, the last which was held today, you should now have before you the matter of a **\$226,000,000 improvement package** for the aforementioned firm.

Requested is a Project District Area for the Main Plant Manufacturing Complex (Oldsmobile Plant I) to convert the present larger engines facility to new smaller, efficient engines. The \$226,000,000 expenditure necessitated will basically be for the installation of new machinery and equipment, almost all of which will be purchased in Michigan and the surrounding states.

The completion of the improvement package is targeted for 1983, and will result in the retention of 3,000 positions of employment here in the City.

Please note that OLDSMOBILE is requesting a Tax Exemption Certificate from property taxes and a 50% exemption on the value of improvements made in the Project District Area. Your favorable action will not only result in the retention of 3,000 positions of employment, but will result in an estimated **\$2 MILLION PER YEAR INCREASE IN PROPERTY TAXES PAID BY OLDSMOBILE OVER THE NEXT 12 YEARS**. The present level of same is now \$8,149,000, annually, for schools (\$4,726,000), City (\$1,553,000), Ingham County (\$1,503,000) and Lansing Community College (\$367,000). For the City of Lansing alone, the annual tax increase, **AFTER THE FIRST CONSTRUCTION YEAR** will approximate \$400,000.

Your favorable action, too, will give the City's largest taxpayer to become more efficient, and an opportunity to meet competition, especially that of foreign cars sold in the United States.

I urge your approval at as early a date as possible.

My most serious appreciation is extended to Mr. Emerson Ohl of the Lansing Economic Development Corporation, to members of the Planning Department and to Oldsmobile.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 12/4/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Assistant Public Service Director. Re: Metering on east side of Capitol Avenue between Allegan and Kalamazoo.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

December 4, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

City Hall

Lansing, Michigan 48933

Dear President Adado:

Subject: Capitol Commons

In 1972, the Model Cities Program embarked upon a project initially designed to be a major housing rehabilitation effort in the inner city. After meetings with area residents and consultation with a citizens advisory committee, the concept of a rehabilitation effort was discarded in favor of an acquisition and clearance program for the area. Thus, the Capitol Commons project was initiated.

In preparing the Development plan, consultants recommended the acquisition and clearance of the area bounded by Pine, St. Joseph, Logan, and Kalamazoo Streets. This area was to be cleared, the land made available, and would be redeveloped into a mixed-income new housing development. After evaluation by BILD and the Model Cities Office, and after consultation with the area residents it was determined that clearance all the way to Logan Street was too expensive. Further, the area residents recommended that an effort be made to retain homes that were owner-occupied. Inasmuch as most owner-occupied homes were located along Butler Street, the project area was reduced in scope to the area bounded by Pine, St. Joseph, Butler, and Kalamazoo Streets, thus eliminating the area between Butler and Logan, and the scope was established to be acquisition and clearance for the area, except for those properties located along Butler Street, which were to be rehabilitated. This development strategy was finalized and approved as a Community Unit Plan zoning district by the Lansing City Council in December, 1973.

From 1973 to 1977, the Model Cities Program provided annual incremental funding

to BILD for acquisition and clearance activities. Acquisition was started along Kalamazoo Street, and proceeded to the south. Due to the level of funds provided to BILD, it became apparent that a massive infusion of funds would be necessary for any chance of success for this project. In early 1977, the Lansing City Council decided that the City would assume full responsibility for the implementation of Capitol Commons.

In late 1977, the City received a \$1.8 million Urgent Needs grant from the U.S. Department of Housing and Urban Development (HUD) for the purpose of completing acquisition activities then programmed. At this time, as stated above, the properties along Butler Street were programmed for rehabilitation, not acquisition and clearance.

In 1978, a Citizens District Council was established to participate in updating and revising a Development Plan for Capitol Commons, pursuant to Act 344 of 1945, as amended. After consultation with this citizens group, the Lansing City Council, in May, 1979, adopted a Development Plan calling for the acquisition of all properties in the project area, including those located along the east side of Butler Street, which had been previously programmed for rehabilitation. On page 40 of the Development Plan adopted by the Lansing City Council, the following statement is set forth:

"Since there is presently no funding for this additional acquisition activity, the Council recommended that city staff actively pursue additional funding for that purpose."

From the above, you can see that your body did not appropriate funds for the acquisition activities necessary to acquire the properties located along the east side of Butler Street. Map 14, located on Page 39 of the Development Plan, and Map 15, located on Page 41 of that document, graphically display what the Lansing City Council established as policy for this area. You set policy that acquisition should be carried out, but you failed to appropriate any funds to do so. As a matter of fact, your body, at the insistence of then-Councilman Richard J. Baker, diverted \$100,000 recommended by city staff for use in Capitol Commons, to establish an acquisition program in the area east of the Kingsley Community Center when you were considering the adoption of the sixth year Community Development Block Grant Program budget. Once again, you either did not know what you set as policy in the Development Plan, or you deliberately chose to establish programs that utilized funds that should have been used on programs already established but unfunded.

During mid-1979, after a lengthy selection process, a developer was selected for Capitol Commons. Your body, except for then-Councilman Baker, concurred in the selection of EJS Housing Partnership as the developer, in November, 1979. City staff started detailed negotiations with the

developer and efforts to find funds to implement your Butler Street acquisition policy continued.

In December, 1979, then-Councilman Baker, advanced a resolution that directed the City to proceed with the acquisition of all commercial properties located in Capitol Commons. This measure was aimed directly at the acquisition of Fred & Bill's Carryout, located at 533 South Butler. Unfortunately, Mr. Baker did not know, or ignored, the fact that five (5) commercial properties were unacquired. The Baker resolution would have cost an estimated \$247,000, so I was forced to veto your action. Again, you were setting policy without appropriating funds for the implementation of that policy.

In early 1980, the Citizens District Council for Capitol Commons decided to recommend an expansion of the Capitol Commons area all the way west to Logan Street. This expansion area was recommended as a total acquisition and clearance program, with a few limited exceptions, such as the Busy Bee Market and the Union Baptist Church. This area was named Phase III, and your Butler Street acquisition policy was named Phase II. City staff determined that the only way to obtain funds for the acquisition of Phases II and III would be through HUD's Urban Development Action Grant (UDAG) program. Negotiations with HUD continued.

In October, 1980, the issue of the acquisition of Fred and Bill's Carryout was raised again, now by Councilman Belen. By letter dated October 10, 1980, the Lansing City Council was advised that a UDAG grant was being sought, and that this grant application included funds necessary to implement your acquisition policy for the thirty (30) properties along the east side of Butler Street, including Fred and Bill's Carryout. You were informed that if it was your policy that the acquisition of Fred and Bill's Carryout could not be delayed until the UDAG application is resolved, then you could elect to appropriate funds, for that acquisition only, from estimated land proceeds to be derived from the sale of Phase I land to EJS Housing Partnership. I must point out that you have taken no action on this matter, and that the City administration remains without any appropriation for this activity. To proceed without your appropriation action would be a violation of State Law and City Charter. Clearly, the matter rests with you and your inaction.

It is interesting to note that you have chosen to make a similar appropriation, from the same estimated land proceeds, to enable us to acquire the Benda property, while you have failed to do so for Fred and Bill's Carryout. The administration is reluctant to urge your immediate action, because we should know whether or not we will be receiving a UDAG grant within the next thirty (30) days. Under HUD regulations, the City cannot reimburse itself with UDAG funds for proposed UDAG activities implemented prior to grant award.

This regulation applies to any proposed activity, be it the acquisition of one property or all thirty. Further, the acquisition of Fred and Bill's Carryout could very well result in other of the thirty (30) property owners requesting equal consideration for early acquisition. However, if you feel that we cannot wait, you have enough information to appropriate the funds, at your initiative.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

December 4, 1980

Ms. Theo Fulton, City Clerk

Council President Louis F. Adado and
Council Members

City Hall

Lansing, Michigan 48933

Dear City Clerk, Council President
and Council Members:

Section 5-106.4 of the City Charter states that: "Each advisory board shall, prior to December 1, prepare a written report evaluating the effectiveness and analyzing the status and priorities for services and activities of the agency it advises. Copies thereof shall be filed with the Mayor, the Council and the Clerk." The various City departments have worked diligently with their boards to complete those reports within the Charter deadline.

My first notification went to all advisory boards on October 7, 1980, reminding them of their Charter obligation; however, as many of these boards meet only once monthly, it has not been possible for all of them to meet the Charter deadline. You have before you now most of those reports and the ones remaining will be forthcoming following the various board meetings this month.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file with copy to
Internal Auditor.

DATE: 12/4/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic

Development Advisory Group. Re: Capitol Bedding application for Industrial Facilities Exemption Certificate.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 12/4/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group. Re: Oldsmobile request for Industrial Development District.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 12/4/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director. Re: LS-85-80 — 6600 Block of Richard Road (west side).

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 12/4/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director. Re: P-14-80 — Final Plat of Newark Terrace.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 12/4/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Planning Director. Re: Z-33-80 — 130 East Reasoner; Z-38-80 — 2800 Block of Stabler Street.

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

DATE: 12/4/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Public Service Director. Re: Proposed Development — West of Waverly Rd. adjacent to Concord Village.

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

RESOLUTIONS

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the request of the Knights of Templar, Prince Hall Grand Commandery, State of Michigan, for a parade permit on Saturday, May 31, 1981, is hereby approved, since all required departmental approvals have been secured without objection.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the City Council passed a resolution on November 10, 1980, approving the vacation and sale of a deeded parcel of land

originally acquired as right-of-way for Pat-tengill Avenue at Victor Avenue; and

Whereas, the legal description of subject property included in the resolution contained omissions and errors, thus preventing the approved sale;

Now, Therefore, Be It Resolved the Lansing City Council hereby amends its resolution dated November 10, 1980, approving ACT-31-80, as follows:

Delete the legal description in the first clause of the resolution and insert the following corrected legal description:

"A strip of land 25 feet inside along the east side of the northwest $\frac{1}{4}$ of Section 29, T4N, R2W; thence north 94 feet from the south line of Section 29 to the south line of Victor; thence west 25 feet along Victor; thence south 94 feet to the south line of Section 29; thence east on the south line of Section 29, 25 feet to the northwest $\frac{1}{4}$ section line of Section 29, the point of beginning."

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council has established a policy regarding the disposition of vacant lots in Neighborhood Development areas; and

Whereas, Section 8-403.4 of the City Charter of the City of Lansing requires that City Council approve proposed sales of real estate,

Now, Therefore, Be It Resolved by the Lansing City Council that the following proposed sales be and are hereby approved:

To Kathy L. Daigle, a single woman, the property legally described as the South 22 feet of Lot 45, Highland Park, City of Lansing, Ingham County, Michigan. (NDA No. 3, part of 1541 New York Avenue, No. 3301-10-176-011-6)

and

To James and Mellonie Wright, husband and wife, the property legally described as the South 16.5 feet of the East 36.5 feet of Lot 39, Assessor's Plat No. 9, City of Lansing, Ingham County, Michigan (NDA No. 1, part of 326 Huron Street, No. 3301-17-333-101-6)

and

To Eugene S. and Jane E. Bond, husband and wife, the property legally de-

scribed as the West 15 feet of Lot 98, Assessor's Plat No. 9, City of Lansing, Ingham County, Michigan. (NDA No. 1, part of 1217 West Kalamazoo, No. 3301-17-451-531)

and

To John F. and Sharon S. Neal, husband and wife, the property legally described as the North 16.5 feet of Lot 13, Highland Park, City of Lansing, Ingham County, Michigan. (NDA No. 3, part of 1229 New York Avenue, No. 3301-10-176-311-7).

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, the City Council created certain experimental programs to deal with problems at Potter Park; and

Whereas, these programs are due to expire on December 31, 1980; and

Whereas, interested organizations and individuals have been working on analysis of results to make recommendations about continuation, modification, or deletion of the programs for the future;

Now, Therefore, Be It Resolved the Lansing City Council hereby requests the City Clerk to schedule and announce a public hearing for Monday, January 12, 1981, at 7:00 p.m., in the 10th floor Council Chambers of City Hall, for the purpose of receiving recommendations and comments on Potter Park policies and programs.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, disposal of the Genesee Center property has been recommended by the Planning Board and the Mayor; and

Whereas, the Lansing School District has expressed interest in obtaining the property for use as a parking area for the staff at Genesee School; and

Whereas, during discussion with the Committee on Public Properties and Safety, the School District representative explained the proposed parking lot layout and usage,

and was told of the need for appropriate screening and buffering, as well as the desire for a maximum amount of green space on the property; and

Whereas, the School District subsequently forwarded a site plan as requested by the committee;

Now, Therefore, Be It Resolved the Lansing City Council hereby approves the sale of the Genesee Center property at 501 N. Butler, legally described as:

Lot 25, except the north 31.5 feet, Whites Subdivision west of Butler, City of Lansing, Michigan

to the Lansing School District for the total sum of one dollar (\$1.00), provided the following conditions are acceptable to the School District:

1. There shall be a reverter clause in the conveyance document to automatically revert ownership of the property back to the City of Lansing in the event that the School District ceases to use the Genesee School as an educational facility.
2. The School District shall be responsible for the demolition of the existing structure on the property, construction of the parking lot as designed, screening and buffering in accordance with the City ordinance, and obtaining appropriate zoning for the intended use.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Blair, Brenke, Lindemann, McKane, Worthington—7.

Nay: Councilman Gunther—1.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council has established a policy regarding the disposition of vacant lots in Neighborhood Development Areas; and

Whereas, Section 8-403.4 of the City Charter of the City of Lansing requires that City Council approve proposed sales of real estate.

Now, Therefore, Be It Resolved by the Lansing City Council that the following proposed sales be and are hereby approved:

To Harvest Investment Company, the property legally described as the South 22 feet of Lot 417, Excelsior Land Company Subdivision, City of Lansing, Ingham County, Michigan. (Part of 1117 McCullough, Parcel No. 3301-22-254-031-0).

and

To Kathryn R. Spencer, a single woman, the property legally described as the north 11 feet of Lot 417, Excelsior Land Company Subdivision, City of Lansing, Ingham County, Michigan. (Part of 1117 McCullough, Parcel No. 3301-22-254-031-0).

and

To Lawrence C. and Lillian A. Seeger, husband and wife, the property legally described as the South 16.5 feet of Lot 11, Block 1, Handy Home Addition, City of Lansing, Ingham County, Michigan. (Part of 1402 North High, Parcel No. 3301-10-154-211-2).

and

To Willie B. Verser, a widow, the property legally described as the North 16.5 feet of the South 33 feet of Lot 11, Block 1, Handy Home Addition, City of Lansing, Ingham County, Michigan. (Part of 1402 North High, Parcel No. 3301-10-154-211-2).

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

Whereas, the Edward W. Sparrow Hospital Association has requested the City to provide an easement in the Jerome Street Right-of-Way for the purpose of construction of an oxygen storage tank; and

Whereas, the City Planning Department has conducted an Act 285 review on the impact of the requested easement with no adverse findings; and

Whereas, the Planning Board has recommended that an easement be granted to Sparrow Hospital, and the Council Committee on Physical Development concurs in the Board's recommendation;

Now, Therefore, Be It Resolved, that the City Council grant the required five foot two inch easement to Sparrow Hospital for the purpose of construction of an oxygen storage facility and that the Mayor and City Clerk be authorized to execute such an easement;

Be It Further Resolved, that any damage to City sidewalk, curb and gutter or other City facility caused by this construction will be repaired by Sparrow Hospital Association at no expense to the City, and such easement will be cancelled at the time the City requires the use of the Right-of-Way or the Hospital no longer uses this facility for storage of oxygen.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT
COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, it is necessary to hold a public hearing prior to the Council approval of Industrial Facilities Exemption Certificate for the following petitioner,

Industrial Development District No. 1

Petitioner: Capitol Bedding Company
2301 Raymond Street.

Therefore Be It Resolved that the City Clerk give at least 10 days notice of a public hearing when all persons interested may attend and make any objections they may have to the approval of the certificate and

Futher Resolved that the City Clerk notify the legislative body of each taxing unit which levies ad valorem property taxes in the City and

Further Resolved that such hearing shall be held at the Council Chambers in the City Hall on December 22, 1980, at 7:00 p.m. and that notice of such hearing be published in a publication of general circulation of said City.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT
COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas it is necessary to hold a public hearing on the proposed establishment of a Lansing Industrial Development District, IPR-8-80, Oldsmobile Division, Plant No. 1, General Motors Corporation, more particularly described in the attached legal description;

Now, Therefore Be It Resolved that the City Clerk give at least ten (10) days notice of a public hearing when all persons interested may attend and make any objections they may have to such proposed district; and

Be It Further Resolved that such hearing be held at the Council Chambers in the City Hall on the 22nd day of December, 1980, at 7:00 p.m.; and that notice of such hearing be published in a publication of general circulation in said City.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT
COMMITTEE—

City of Lansing
County of Ingham, Michigan

RESOLUTION CALLING PUBLIC
HEARING CONCERNING PROJECT
PLAN CONCERNING ELIZABETH S.
UPJOHN PROJECT (PITNEY BOWES)

Minutes of a regular meeting of the City Council of the City of Lansing, County of Ingham, Michigan (the "City Council"), held on Monday, December 8, 1980, at 7:00 o'clock p.m., Eastern Standard Time.

Present: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington.

Absent: None.

The following preamble and resolution were offered by Councilman Belen and supported by Councilman Blair.

Whereas, there exists in the City of Lansing, County of Ingham, Michigan (the "City") the need for certain programs to alleviate and prevent conditions of unemployment and revitalize the City's economy, and to encourage the location and expansion of commercial enterprises to provide needed services and facilities to the City and its residents; and

Whereas, a program to alleviate the aforesaid conditions and accomplish said purposes has been initiated by The Economic Development Corporation of the City of Lansing (the "Corporation"); and

Whereas, the Corporation in conformity with Act 338 of the Public Acts of 1974, as amended ("Act 338"), has prepared and submitted a project plan for Elizabeth S. Upjohn d/b/a Kalamazoo Artercraft; and

Whereas, the City Planning Commission has or will shortly consider said Project Plan; and

Whereas, pursuant to Act 338 it is necessary to hold a public hearing concerning said project plan prior to taking legislative action relating to it;

Now, Therefore, Be It Resolved that:

1. Pursuant to the aforesaid Act 338 the City Council shall meet on December 22, 1980, at Seven (7) o'clock p.m., at which time it shall conduct a public hearing on the Corporation's submission of the project plan.

2. The Clerk be and is hereby directed to give notice of such public hearing by (1) publishing a notice thereof in The Lansing State Journal, a newspaper of general circulation in the City; (2) posting in at least ten (10) conspicuous and public places in the project district area; and (3) mailing to the last known owner of each parcel of real property in the project district area at the last known address of the owner as

shown by the tax assessment records, which notices shall be published and given at least ten (10) full days prior to the date set for said hearing.

3. Said notice shall be in substantially the following form:

OFFICIAL NOTICE TO THE
CITIZENS OF THE CITY OF LANSING
OF PUBLIC HEARING TO CONSIDER
APPROVAL OF A PROJECT PLAN
AS SUBMITTED TO THE CITY COUNCIL
OF THE CITY OF LANSING
BY THE ECONOMIC DEVELOPMENT
CORPORATION
OF THE CITY OF LANSING
FOR ELIZABETH UPJOHN
d/b/a
KALAMAZOO ARTCRAFT
(Pitney Bowes Project)

PLEASE TAKE NOTICE that pursuant to Act 338 of the Public Acts of Michigan of 1974, as amended, The Economic Development Corporation of the City of Lansing has submitted a project plan to the City for its approval.

Said project plan deals with financing by Elizabeth S. Upjohn d/b/a Kalamazoo Artcraft of a building for sublease to Pitney Bowes, Inc., and details all information required by law relative to said project and its impact on the community. The project will not require the displacement and re-locating of any persons. The location of the project plan area is in the City of Lansing in Midway Industrial Center on the Northwest corner of Enterprise Drive and Keystone Avenue, comprised of land described as follows:

Lot 11, Midway Industrial Center, a subdivision of a part of Section 3, Town 3 North, Range 2 West, City of Lansing, Ingham County, Michigan, except that part described as: Beginning on the Southerly line of Lot 11, at a point 230.00 feet South 65° 56' 20" West of the Southeast corner of Lot 11, thence South 65° 56' 20" West, 294.00 feet on the Southerly line of Lot 11 to the Southwest corner of Lot 11; thence North 24° 03' 40" West 330.00 feet on the Westerly line of Lot 11; thence North 65° 56' 20" East, 294.00 feet; thence South 24° 03' 40" East, 330.00 feet to the point of beginning.

The City will meet at Seven (7) o'clock p.m., Eastern Standard Time, on Monday, the 22nd day of December, 1980, at the Council Chambers located at 124 West Michigan Avenue, Lansing, Michigan, and will conduct a public hearing on the advisability of approving by resolution the project plan.

The City Council may approve, modify or reject said project plan.

THIS NOTICE is given pursuant to the requirements of Sections 10 and 17 of Act 338, Public Acts of Michigan, 1974, as amended. Further information concerning the matters set out in this notice may be secured from the City Clerk's office.

All interested citizens are encouraged and will be offered an opportunity at said hearing to address the City Council concerning said project plan.

THEO FULTON,
City Clerk.

4. The City Council does hereby determine that the foregoing form of notice and the manner of publication directed is adequate notice to the citizens of the City and is well calculated to inform them of the intention of the City Council to hold a public hearing and the purpose of the public hearing.

5. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

Ayes: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington.

Nays: None.

Resolution Declared Adopted.

THEO FULTON,
City Clerk.

I hereby certify that the foregoing is a true and complete copy of a resolution adopted by the City Council of the City of Lansing, County of Ingham, Michigan, at a regular meeting held on December 8, 1980, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.

THEO FULTON,
City Clerk.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT
COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council has established a Lansing Industrial Development District No. 10 in the City of Lansing, pursuant to Act 198, 1974 and

Whereas, The Olofsson Corporation has submitted an application for an Industrial Facility Exemption Certificate in said Industrial Development District No. 10, and

Whereas, the hearing was held on The Olofsson Corporation's application for an exemption certificate on December 1, 1980, at which time all interested persons had an opportunity to be heard, and

Whereas, this Council finds that the granting of this exemption certificate, considered together with the aggregate amount of Industrial Facilities and Commercial Redevelopment Exemption Certificates previously granted and currently in force shall not have the effect of substantially impeding the operation of the City of Lansing nor impairing the financial soundness of taxing units levying ad valorem property taxes in the City of Lansing; see memorandum of the Finance Director dated November 14, 1980 attached hereto;

Now, Therefore, Be It Resolved that the Council of the City of Lansing approve the application from The Olofsson Corporation for an exemption certificate in Lansing Industrial Development District No. 10 and shall remain in effect for a period of 12 years.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council has established a Lansing Industrial Development District IPR-4-78 in the City of Lansing, pursuant to Act 198, 1974 and

Whereas, Cameron Tool Corporation has submitted an application for an Industrial Facility Exemption Certificate in said Industrial Development District IPR-4-78, and

Whereas, a hearing was held on Cameron Tool Corporation's Application for an exemption certificate on November 24, 1980, at which time all interested persons had an opportunity to be heard, and

Whereas, this Council finds that the granting of this exemption certificate, considered together with the aggregate amount of Industrial Facilities and Commercial Redevelopment Exemption Certificates previously granted and currently in force shall not have the effect of substantially impeding the operation of the City of Lansing nor impairing the financial soundness of taxing units levying ad valorem property taxes in the City of Lansing; see memorandum of the Finance Director dated November 4, 1980 attached hereto;

Now, Therefore, Be It Resolved that the Council of the City of Lansing approve the

application from Cameron Tool Corporation for an exemption certificate in Lansing Industrial Development District IPR-4-78 and shall remain in effect for a period of 12 years.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council has established a Lansing Commercial Redevelopment District CRD-10-80 in the City of Lansing, pursuant to Act 255, 1978 and

Whereas, Samuel D. Ingham Building Company has submitted an application for a Commercial Redevelopment Exemption Certificate in said Commercial Redevelopment District CRD-10-80, and

Whereas, a hearing was held on The Samuel D. Ingham Building Company's application for an exemption certificate on December 1, 1980, at which time all interested persons had an opportunity to be heard, and

Whereas, The Samuel D. Ingham Building Company has met the requirements for said exemption certificate as required in Public Act 255, and

Whereas, this Council finds that the granting of this exemption certificate, considered together with the aggregate amount of Industrial Facilities and Commercial Redevelopment Exemption Certificates previously granted and currently in force shall not have the effect of substantially impeding the operation of the City of Lansing nor impairing the financial soundness of taxing units levying ad valorem property taxes in the City of Lansing; see memorandum of the Finance Director dated November 14, 1980, attached hereto;

Now, Therefore, Be It Resolved that the Council of the City of Lansing approve the application from The Samuel L. Ingham Building Company for an exemption certificate in Lansing Commercial Redevelopment District CRD-10-80 and shall remain in effect for a period of 12 years.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nay: Councilman Blair—1.

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

That the following transfers be approved:

\$2,486.00 from Reserve for Contingency
A/C 101-941-000-963

\$2,486.00 to Advertising &
Publishing—City Clerk
A/C 101-215-000-901

\$3,000.00 from Estimated Revenues
A/C 250-000-000-160

\$3,000.00 to Capitol Commons—
Acquisition
A/C 252-839-006-978

I hereby certify that this is a properly
drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Approved:

LOUIS F. ADADO,
SIDNEY P. WORTHINGTON,
LUCILE BELEN,
WILLIAM A. BRENKE,
PAT LINDEMANN,
TERRY J. McKANE,
JACK D. GUNTHER,
Committee of the Whole.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON WAYS & MEANS—

Resolved by the City Council of the City
of Lansing:

That the following transfers be approved:

\$ 2,500.00 from Gasoline Reserve—
Central Garage
A/C 101-222-000-751

\$ 2,500.00 to Vehicles—Central
Garage
A/C 101-222-000-985

\$ 1,800.00 from Reserve for Contingency
A/C 101-941-000-963

\$ 1,800.00 to Printing & Forms—
Income Tax
A/C 101-224-000-729

L.I.E.U.

\$ 9,309.00 from Reserve for Contingency
A/C 101-941-000-963

\$ 9,309.00 to Wages—Property
Management
A/C 101-265-000-706

\$11,765.00 from Reserve for Contingency
A/C 101-941-000-963

\$11,765.00 to Cemetery Fund
Contribution
A/C 101-276-000-969

\$24,005.00 from Reserve for Contingency
A/C 101-941-000-963

\$ 1,000.00 to Wages—Hourly;
General Adm.
A/C 101-692-000-706

4,100.00 to Wages—Hourly;
Oak Park Garage
A/C 101-693-000-706

225.00 to Wages—Hourly;
City Market
A/C 101-694-000-706

13,920.00 to Wages—Hourly;
Grounds Operations
A/C 101-718-100-706

4,760.00 to Wages—Hourly;
Landscape & Horticulture
A/C 101-718-200-706

\$18,110.00 from Reserve for Contingency
A/C 101-941-000-963

\$ 6,250.00 to Wages—Hourly;
General Services
A/C 101-718-300-706

5,565.00 to Wages—Hourly;
Potter Park
A/C 101-719-000-706

555.00 to Wages—Hourly;
Winter Oper.
A/C 101-720-000-706

4,160.00 to Wages—Hourly;
Golf Oper.
A/C 101-721-000-706

1,580.00 to Wages—Hourly;
Kingsley
A/C 101-726-501-706

\$20,290.00 from Reserve for Contingency
A/C 101-941-000-963

\$ 1,600.00 to Wages—Hourly;
Gier
A/C 101-726-502-706

1,510.00 to Wages—Hourly;
Community Activities
A/C 101-728-500-706

1,000.00 to Wages—Hourly;
Special Recr. &
Cultural Arts
A/C 101-729-500-706

5,380.00 to Wages—Hourly;
Recr. Support
A/C 101-730-500-706

10,800.00 to Wages—Hourly;
Forestry
A/C 101-718-000-706

\$11,756.00 from Cemetery Estimated
Revenues
A/C 516-000-000-160

- \$ 2,630.00 to Paid Services—
Wages Hourly
A/C 516-537-000-706
- 6,135.00 to Grounds Maint.—
Wages Hourly
A/C 516-538-000-706
- 3,000.00 to Fringe Benefits
A/C 516-536-000-715
- \$ 5,184.00 from Lots 25, 26, 27—
Equipment Parking System
A/C 585-570-425-977
- \$ 4,034.00 to Meter Collections—
Salaries
A/C 585-545-000-702
- 1,150.00 to Meter Collections—
Fringe Benefits
A/C 585-545-000-715
- \$11,974.00 from Lots 25, 26, 27—
Equipment Parking System
A/C 585-570-425-977
- \$ 3,400.00 to Meter Checkers—
Wages Hourly
A/C 585-547-000-706
- 4,560.00 to Meter Checkers—
Fringe Benefits
A/C 585-547-000-715
- 1,577.00 to Snow Removal—
Overtime Hourly
A/C 585-549-000-709
- 2,437.00 to Snow Removal—
Fringe Benefits
A/C 585-549-000-715
- \$ 4,582.00 from Lots 25, 26, 27—
Equipment Parking System
A/C 585-570-425-977
- \$ 982.00 to Ramp No. 1—
Fringe Benefits
A/C 585-571-451-715
- 550.00 to Ramp No. 2—
Wages Hourly
A/C 585-571-452-706
- 900.00 to Ramp No. 2—
Fringe Benefits
A/C 585-571-452-715
- 1,075.00 to Ramp No. 3—
Fringe Benefits
A/C 585-571-543-715
- 1,075.00 to Ramp No. 4
Fringe Benefits
A/C 585-571-454-715
- \$11,500.00 from Fringe Benefits—
Civic Center
A/C 593-536-000-715
- \$11,500.00 to Wages—Hourly
Civic Center
A/C 593-536-000-706
- \$27,310.00 from Vehicles and Miscellaneous
Equipment Service Garage
A/C 640-970-000-985
- \$ 6,614.00 to Admin.—Wages Hourly
A/C 640-536-000-706
- 10,216.00 to Admin.—
Fringe Benefits
A/C 640-536-000-715
- 7,080.00 to Truck Operations—
Wages Hourly
A/C 640-962-000-706
- 3,236.00 to Truck Operations—
Fringe Benefits
A/C 640-962-000-715
- 105.00 to Flusher Operations—
Wages Hourly
A/C 640-963-000-706
- 59.00 to Flusher Operations—
Fringe Benefits
A/C 640-963-000-715
- \$ 3,053.00 from Vehicles and Miscellaneous
Equipment Service Garage
A/C 640-970-000-985
- \$ 1,020.00 to Sweeper Operations—
Wages Hourly
A/C 640-964-000-706
- 575.00 to Sweeper Operations—
Fringe Benefits
A/C 640-964-000-715
- 608.00 to Tractor Operations—
Wages Hourly
A/C 640-965-000-706
- 337.00 to Tractor Operations—
Fringe Benefits
A/C 640-965-000-715
- 330.00 to Grader Operations—
Wages Hourly
A/C 640-966-000-706
- 183.00 to Grader Operations—
Fringe Benefits
A/C 640-966-000-715
- \$ 934.00 from Vehicles and Miscellaneous
Equipment Service Garage
A/C 640-970-000-985
- \$ 125.00 to Shovel Operations—
Wages Hourly
A/C 640-967-000-706
- 70.00 to Shovel Operations—
Fringe Benefits
A/C 640-967-000-715
- 395.00 to Equipment Operation—
Wages Hourly
A/C 640-968-000-706
- 219.00 to Equipment Operation—
Fringe Benefits
A/C 640-968-000-715
- 80.00 to Traffic Department—
Wages Hourly
A/C 640-969-000-706
- 45.00 to Traffic Department—
Fringe Benefits
A/C 640-969-000-715

I hereby certify that this is a properly drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Approved:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
TERRY J. MCKANE,
Ways and Means Committee.

Adopted by the following vote:

Unanimously.

REMARKS BY THE MAYOR

No remarks.

REMARKS BY THE CITY COUNCIL

Councilmen Belen and Blair spoke.

NAACP representative, Yvonne Branklyn, spoke.

By COUNCILMAN BLAIR—

That this meeting stand adjourned.

Carried.

Council adjourned at 10:10 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

December 8, 1980

F/B

CITY CLERK'S OFFICE
Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE
U. S. POSTAGE
PAID
Permit No. 1461
Lansing, Michigan

929

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, December 15, 1980

CITY COUNCIL ROOMS

Lansing, Michigan
December 15, 1980

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by President Adado.

Present: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington—8.

Absent: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Councilman Brenke.

Pledge of Allegiance was led by the Junior Civitan Club of Lansing.

PUBLIC HEARING

December 15, 1980, at 7:00 o'clock being the time set as the time for holding a

public hearing on the proposed approval of a Commercial Redevelopment Exemption Certificate for

William R. and Rosemary Ralls

118 W. Ottawa St.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed certificate they had the privilege of speaking at this time.

Referred to Committee on Economic Development.

**THE PUBLIC MAY NOW ADDRESS
THE CITY COUNCIL ON ANY OF
THE FOLLOWING ITEMS LISTED
ON THE AGENDA: COMMUNICA-
TIONS AND PETITIONS, COMMIT-
TEE REPORTS, REPORTS OF CITY
OFFICERS AND BOARDS AND
RESOLUTIONS. YOU MAY SPEAK**

ONLY FOR 3 MINUTES ON ANY ONE ITEM.

Letter "f" under letters from Mayor removed from agenda.

Resolution No. 6 removed from agenda.

COMMUNICATIONS AND PETITIONS

The following applications and bonds were filed for licenses:

RUBBISH HAULER—
Frank N. Snell II.

BUILDING WRECKER—
William Haskins.

Referred to Committee on General Services.

Card of appreciation from family of John R. Pettibone.

Received and placed on file.

Claim filed by Yvonne Bywater for injuries sustained due to fall into uncovered water main.

Referred to Mayor, City Attorney, Board of Water and Light.

Notice from Stephens-Kyes and Associates, Inc., that lot corner markers and concrete plat monuments have been installed in the plat of Provincial House No. 3.

Received and placed on file with copy to Planning Department.

Letter from George E. Fulton in regard to wall of dirt from four to six feet high on north side of his property due to construction of the Roary Marke Subdivision and request that retaining wall be built.

Referred to Mayor, Planning Board.

Letter from Lansing School District in regard to the disposition of certain school properties (Stephen A. Partington Center and the Walter French Jr. High School).

Referred to Mayor, Committee on Public Property and Safety and Planning Board.

Letter from the Department of Social Services in regard to the worth and need of Project Aid.

Referred to Mayor.

The City of Northville, Michigan, submits resolutions that were passed by the Northville City Council relative:

Resolution urging reform of Public Assistance Program.

Resolution on Tax Reform.

Received and placed on file with copy to Committee of the Whole.

Letter from the Michigan Indian Benefit Association submitting application for a Bingo License.

Referred to Mayor, Committee on General Services.

MAYOR'S EXECUTIVE ASSISTANT COMMENTS ON ANY ITEM ON THE AGENDA

Mr. Black asked Mr. Tubbs, Planning Director, to speak on Mayor's letter relative to tax incentives.

REPORTS OF COMMITTEES

The COMMITTEE ON GENERAL SERVICES approves the following applications and bonds for licenses:

RUBBISH HAULER—
Frank N. Snell II.

BUILDING WRECKER—
William Haskins.

Signed:

WILLIAM A. BRENKE,
TERRY J. McKANE,
LOUIS F. ADADO,
Committee on General
Services.

By COUNCILMAN BRENKE—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred the ordinance of the City of Lansing providing that the Code of Ordinances be amended by adding a new section to be numbered 36-116.6 to provide for an amendment to the amended Physical Development Plan for NDA No. 3 for the acquisition and demolition of properties at 1526 New York Avenue and 1520 North High Street, reports as follows:

That said ordinance be passed.

Signed:

SIDNEY P. WORTHINGTON,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Physical
Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred the rezoning petition Z-30-80 for property at 3024 Turner Street from "A" One Family Residential District to "G-2" Wholesale District, reports as follows:

That said rezoning be approved.

Signed:

SIDNEY P. WORTHINGTON,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Physical
Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred the rezoning petition Z-26-80 for property at the North end of Westwood Street from "G-2" Wholesale District to "A" One Family Residential District, reports as follows:

That said rezoning be approved.

Signed:

SIDNEY P. WORTHINGTON,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Physical
Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred the rezoning petition Z-38-80 for property off the 2800 block of Stabler St. (east side) from "A" One Family Residential District to "J" Parking District, reports as follows:

That said rezoning be approved.

Signed:

SIDNEY P. WORTHINGTON,
LUCILE BELEN,
WILLIAM A. BRENKE,
Committee on Physical
Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

REPORTS OF CITY OFFICERS AND BOARDS

December 12, 1980

President Louis Adado and

Members of City Council

Re: Redemption of Liability in a Workers Compensation Disability Matter
Entitled Scott E. Hedin v City of
Lansing

Dear President Adado and
Members of City Council:

In accordance with Article 4, Chapter 3, Section 4-304.7 of the Lansing City Charter, this office hereby requests your authorization to settle the above captioned matter by redeeming the City's liability for the sum of One Thousand Seven Hundred and Fifty Dollars (\$1,750.00).

On or about December 17, 1979, Mr. Hedin injured his mid and lower back while lifting picnic tables in the performance of his job for the Department of Parks and Recreation. Dr. Silva saw Mr. Hedin on December 17, 1979, and authorized him to return to work with restrictions. Mr. Hedin, however, did not return to work because his employment with the City was terminated on December 17, 1979, for violation of GR 6, misappropriation of City property and work record.

Mr. Hedin continued to treat with Dr. Silva until March 12, 1980, at which time Dr. Silva authorized Mr. Hedin to return to regular work. Mr. Hedin, however, claims continued impairment of the use of his back with resulting disability. Dr. Silva's deposition was taken on October 16, 1980, at which time he indicated that he felt no disability existed.

This office was then contacted by plaintiff's attorney and negotiations for settlement ensued. A tentative agreement was reached and approved by the Bureau of Workers Compensation to redeem the City of Lansing's liability for the sum of One Thousand Seven Hundred and Fifty Dollars (\$1,750.00). Settlement for this amount would terminate Mr. Hedin's future rights under the Workers Disability Compensation Act against the City of Lansing for any benefits, medical services, or vocational rehabilitative services whatsoever.

In view of the foregoing, and in view of the potential liability which is always present in matters of this nature, it is the recommendation of this office that City Council approve the redemption of liability for the sum of One Thousand Seven Hundred and Fifty Dollars (\$1,750.00).

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BELEN—

That we concur in the recommendation of the City Attorney.

Adopted by the following vote:

Unanimously.

December 15, 1980

President Louis Adado and
Members of the Lansing City Council

Re: Settlement of lawsuit involving
condemnation of real property located
at 301 East Michigan Avenue

Dear President Adado and Council
Members:

In accordance with Article 4, Section 4-304.7 of the Lansing City Charter, this office hereby requests authorization for settlement of the above-captioned litigation.

On October 27, 1980, pursuant to City Council directive, this office initiated condemnation proceedings by filing a Complaint for Taking in the Ingham County Circuit Court. Since midsummer, City representatives, including members of the City Attorney's Office, have on several occasions discussed the acquisition of the property at 301 East Michigan Avenue with its owners. Recently this office reached a tentative agreement with the owners of the property

at 301 East Michigan Avenue for acquisition of the property as well as resolution of the "taking" issue in the condemnation case. Essentially, the proposed settlement allows the City to acquire title to the property immediately, but at the same time allows the owners to continue in possession of the property until such time as the City commences demolition of the other properties on East Michigan Avenue. The ultimate purchase price of the property will be determined by the Circuit Court at a later hearing. In addition, the agreement provides the owners with an option to repurchase the property from the City of Lansing if the City has not commenced construction of Phase I of the Exhibition/Convention facility project by June 1, 1982. If the option is exercised, then the owners must pay the City the same purchase price the City paid to the owners for acquisition of the property unless the property is damaged, in which case an appraisal will be prepared in order to determine market value.

The proposed agreement allows the City to avoid immediate litigation and to proceed with its present plan for demolition and construction of the Exhibition/Convention facility this spring as planned. At the same time it will permit the present owners to obtain a full hearing on the proper value of their property and the right to repurchase the property if the Exhibition/Convention facility is not erected.

Therefore, it is the recommendation of this office as well as the 100 Block Committee that it is in the City's best interests to accept the proposed settlement and thus avoid protracted litigation which might prevent the City from acquiring the property in a timely fashion in order to even commence demolition and construction of the Exhibition/Convention facility in 1981 or 1982.

Based on the foregoing, this office respectfully requests that the Lansing City Council approve the proposed agreement to sell real property at 301 East Michigan Avenue as appended to your resolution of approval.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN BELEN—

That we concur in the recommendation of the City Attorney.

Carried.

December 10, 1980

Mayor Gerald W. Graves,
Council President Louis Adado,
and City Council Members

Re: Michigan Optometric Association
EDC Project

Dear Mayor Graves and City Council
Members:

We are forwarding to you a resolution approved by the Lansing Economic Development Corporation Board of Directors of action taken at a regular meeting held on December 3, 1980, approving the Resolution of Inducement, Designation of Project Area and Designation of Bond Counsel. Therefore, it will be necessary for you to appoint two (2) Temporary Trustees to this project.

The applicant is asking for Three Hundred Sixty Thousand Dollars (\$360,000) in EDC bonding and the Economic Development Corporation is in the process of developing a Project Plan to be presented to you at a future date.

In your deliberation to designate a Project Area, we would recommend, as pointed out in our resolution, that you define the Project District Area as one and the same as the Project Area.

Also, inasmuch as there is no residential area to be affected by the Project Plan, we believe that it is not necessary to establish a Project Citizens District Council.

Sincerely yours,

EMERSON B. OHL,
Executive Director.

Referred to Committee on Economic Development.

December 5, 1980

The Honorable Gerald W. Graves, Mayor

Lansing City Hall

Lansing, Michigan 48933

Dear Mr. Mayor:

Pursuant to Chapter 5, Section 106(4) of the Lansing City Charter, the following report has been prepared. It addresses the effectiveness, current status and priorities for services provided to the Lansing community vis-a-vis the Lansing Housing Commission.

The Lansing Housing Commission is an agency created by the City of Lansing via City Ordinance 108 pursuant to the United States Housing Act of 1933 and as subsequently amended by the Michigan Public Act No. 18 of the Extra Session No. 293 of 1937.

The policy of the Lansing Housing Commission is established by a five person Board of Commissioners appointed by the Mayor to serve staggered terms of five years each. Current Board of Commissioners make-up is as follows:

James R. Riley—President

Delma Lopez—Vice Chairman

Dennis Delaney—Commissioner

Kay Nees—Commissioner

A. Vincent Young—Commissioner

The Lansing Housing Commission manages/administers 890 units of subsidized housing pursuant to U. S. Department of Housing and Urban Development rules, regulations and guidelines.

MANAGEMENT

The properties under the management of the Lansing Housing Commission as of December 1, 1980, are as follows:

	Units
Michigan 58-2 Mt. Vernon Park	140
Michigan 58-3 Hildabrandt Park	100
Michigan 58-4 Scattered Sites	15
Michigan 58-5 Scattered Sites	54
Michigan 58-6 Oliver Towers	101
Michigan 58-7 LaRoy Froh	100
Michigan 58-8 Scattered Sites	60
Michigan 58-9 Homebuyers	34*
Michigan 58-10 South Washington Park	188
Michigan 58-11 Scattered Duplexes	46
Michigan 58-12 Forest Road-Hoyt Avenue	52
Total Units Under Management	890

*This number is reduced by one since another unit under the Homebuyers' program was sold to the resident occupying it under the program.

The Section 8, Existing Housing program, which consists of 80 Certifications available, currently has 64 units committed. There are other applicants who are Certified and looking for acceptable units in the private sector, according to the guidelines of the Section 8 program.

In Section 8, New Construction, the Commission is paying Housing Assistance Payments for 99 elderly individuals or families. These are in the building known as Somerset developed by Oxford Development.

The application lists for Public Housing are running at 367 currently. They are broken down in the following manner:

Total Family applications	245
Total Senior Citizen applications	36
Total Handicapped applications	86

The Lansing Housing Commission has received a program reservation for 91 units of public housing to be built in the metropolitan area. These units will be two and three bedroom units and will meet the greatest needs of the Commission in terms of applications, since 221 of the applicants in the 245 family application list require two or three bedroom units.

The 91 units, which will be known technically as Michigan 58-15, are projected to be in production during the 1980/81 fiscal year.

The Commission takes this opportunity to stress that the new 91 unit development is viewed as being of major importance to the Commission's housing program given that a significant majority of current developments under management were built 10 years or more ago and, as such, suffer from physical obsolescence as well as a degree of functional obsolescence due to architectural design flaws inherent in turn-key method of development. The Commission anticipates a quality development given current expertise on staff. It has chosen to develop the developments on two sites with approximately 45-46 units per site. It is the intent of the Commission to utilize a modernistic design concept to be provided by proven architectural design experts in the field of housing. We anticipate that this development program will add immensely to the communities in which they are placed, while addressing needs which are not met by other subsidized Section 8 developments in the community. The Commission and its Director eagerly await Council passage of its Resolution in regard to the preliminary loan necessary for construction of this development. (Such documents were submitted to Council on October 2, 1980, and referred back to the Mayor on October 6, 1980.)

On October 29, 1979, the Commission hired a new Executive Director, Walter Norris, Jr., to replace Marcel B. Elliott who retired due to ill health and has since passed on.

Since Mr. Norris' arrival, the Commission has initiated several changes in rent-payment procedures and instituted numerous other policies designed to impact specifically on the Commission's management of its fiscal resources.

1. Revocation of bi-monthly payment of rents except for tenants on current bi-monthly agreements, all of which will have expired by February 1, 1981. This will tighten up procedures and allow Court dates for eviction to come quickly

enough to avoid significant losses of more than one month's rent.

2. Establishment of a security deposit requirement equal to one month's rent, with the anticipated results of less damage to Commission property upon move out.
3. A new system to charge back damages, other than regular wear and tear, to tenants requiring payment in 30 days for amounts up to \$50.00 and 60 days for amounts in excess of \$50.00, has been started. If a tenant does not comply with payment on time, eviction procedures may be started.
4. Rents for recipients of public assistance have been raised to the maximum allowed, and the maximum rental amount for residents whose rents are determined by 25% of adjusted income has been raised so as to maintain degree of equity between the two HUD mandated bases for assessing rent to Lansing Housing Commission residents.

The Commission views this phase of its program as essential to the continuation and acceleration of its maintenance program.

The Commission has completed a utility consumption survey, consisting of an actual audit of one-half of the scattered site units proportioned by unit size. Current rates shall be applied to average consumption data resulting in an updated utility allowance for residents who pay their own utilities. In accordance with new HUD guidelines, water and sewage shall be added to the utility allowance for scattered site residents effective February 1, 1981.

An updating, rewriting where necessary, of all major Lansing Housing Commission policies is underway. To date the Travel Policy, Investment Policy, Procurement Policy, Capitalization Policy and Disposition Policy have been updated.

The Commission anticipates a new Admission Policy to be instituted in the near future. The new policy will contain an explicit screening procedure which will enable the Commission to be more selective in placing applicants and which will contribute to the desired goal of a stable social environment as well as safe, decent and sanitary housing in Commission developments and scattered sites.

The Commission submitted an application for a newly created Comprehensive Modernization HUD Grant Program. The intent of the program was to allow housing commissions to address, on a comprehensive basis, the rehabilitation needs of its properties on a project by project basis. The Commission requested one million and a quarter dollars to be expended exclusively on the Mt. Vernon Park development. The twist in the application process was, however, that grants were to be considered on a competitive basis. The Commission was unsuccessful in this regard. Only one ap-

plicant in the State of Michigan was funded. This application was submitted by the Detroit Housing Commission for its Herman Gardens development. Funds received were in the neighborhood of \$30 million. The challenge in regard to rehabilitating Commission properties remains a high priority of the Commission and places even greater emphasis on the Commission the policies mentioned above in regard to fiscal and maintenance management projections.

As you can see from the foregoing, the Lansing Housing Commission is and has been in a period of positive change in all phases of its operation. These efforts will continue and the results observably measurable by those interested in the provision of housing for low-income residents of the Lansing community.

As always, the Commission and its staff are most appreciative of the cooperation received from the Mayor's office and the City Council in all areas where it has been sought.

Sincerely,

LANSING HOUSING
COMMISSION,
Walter Norris, Jr.,
Executive Director.

Received and placed on file with copy to Internal Auditor.

DATE: 12/8/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Director of Building Safety and Development Re: Trash Removal Assessment

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

By COUNCILMAN LINDEMANN—

That we concur in the recommendation of the Mayor and said assessments be placed on the assessment roll.

Adopted by the following vote:

Unanimously.

DATE: 12/10/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Parks Department

Re: Removal of female boxelder trees from private property

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

By COUNCILMAN LINDEMANN—

That we concur in the recommendation of the Mayor and said assessments be placed on the assessment roll.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane—7.

Nays: Councilman Worthington—1.

DATE: 12/10/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the City Controller Re: Release of financial security to ensure completion of required public improvements (\$1,248.00)

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Ways and Means.

DATE: 12/10/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the City Controller Re: Release of Financial Security to ensure completion of required public improvements (\$3,904.00)

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Ways and Means.

DATE: 12/8/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached cor-

response from a Taxpayer Re: Shelter Home located in 500 Block of Stafford Avenue (east side)

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Received and placed in file with copy to Planning Board.

DATE: 12/11/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Director, Building Safety and Development Re: Revisions to Electrical Code

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Public Property and Safety.

DATE: 12/11/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Mayor's Economic Development Advisory Group Re: Report on Tax Abatement

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 12/11/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Chairperson, Citizens' District Council No. 3, Re: Communication regarding proposed amendment to the NDA No. 3 Plan for acquisition and demolition of structures at 1526 North York and 1520 North High

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

December 11, 1980

Council President Louis Adado and
Members of the Lansing City Council

10th Floor, Lansing City Hall

Lansing, Michigan 48933

Dear Council President and
Council Members:

My Economic Development Advisory Group has completed its 1980 "Report on the Effects of Tax Abatement on the City of Lansing" and I am forwarding it to you for your review and information. The report concludes that the tax abatement program has had a very favorable impact on economic activity in the Lansing community. Its principal findings, as set forth in the "Executive Summary" on the second page, indicate that while the City of Lansing and other taxing units do forego taxes on about 3.5% of the local tax base, the property taxes paid by industries receiving tax abatement have increased by an average 13% annual rate. EDAG also found that some 914 jobs have been retained and 1543 new jobs created by projects for which tax abatement is in effect.

I trust this report will assist you in your decision-making activities in regards to economic development matters. If you have questions or desire additional information, I will be happy to respond.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 12/11/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group Re: EDC request for approval of project plan for Federal Forge plant expansion and equipment addition project

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 12/11/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached cor-

response from the Mayor's Economic Development Advisory Group Re: EDC request for certification of project area, designation of project district area, and determination of necessity of establishing project citizens district council for the Airport Realty Company Plan Expansion and equipment addition project

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

DATE: 12/11/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Concurrence with attached correspondence from the Mayor's Economic Development Advisory Group Re: EDC request for approval of project plan for Elizabeth S. Upjohn d/b/a Kalamazoo Artercraft Office Project

The attached correspondence is forwarded with my concurrence for your action.

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

December 11, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

On Monday, December 1, a delegation appeared before you covering a multitude of charges, which centered around the Capitol Commons area, but especially the sewer construction work in Butler Boulevard. These included:

- A. On-going stories that numerous tickets were issued by the Lansing Police Department to area residents, which resulted in fines having to be paid in the past couple of weeks.
- B. The lack of parking spots and the inability of vehicles to enter the area.
- C. There being mud in the area.
- D. Water being repeatedly shut off without notice to residents, and for extended periods of time.

E. Difficulties for residents to get water service re-connected.

F. Inadequate fire protection, because of the torn-up condition of Butler Boulevard.

G. There being a six foot deep ditch in Butler Boulevard.

H. The inability of customers to reach Fred and Bill's Carry-out, and that the business was being jeopardized because "customers were not coming."

I. The plight of an elderly couple at 809 W. Hillsdale, who are "still waiting for the City to buy their home," which for some reason hasn't happened.

J. The problem of one resident who didn't want to fix the furnace, because of the possibility that the City might buy the home in question.

ITEMS A AND B

Tickets were researched for the period of 2 weeks prior to the complaints of December 1, and the record seems to be completely different from the charges leveled at your City Council Meeting. For District No. 14 (North Boundary—Michigan Avenue; West Boundary—Logan Street; East and South Boundaries—The Grand River), which is substantially larger than Capitol Commons, and which includes Butler Boulevard, the following is from the record:

Date	2-5 A.M.	Others
Nov. 30	2 Tagged Unknown Location	
Nov. 29	0	
Nov. 28	0	On Complaint—4 Tagged, 526 S. Chestnut (firelane) 2 City blocks away from Butler
Nov. 27	0	
Nov. 26	0	
Nov. 25	2 Tagged Unknown Location	
Nov. 24	0	
Nov. 23	0	
Nov. 22	0	
Nov. 21	0	
Nov. 20	0	
Nov. 19	0	
Nov. 18	0	

13 Days 4 (2-5 A.M.) (4 Firelane)

I am further advised that (a) only one residence was temporarily minus parking; and (b) the gravel scheduled for improving the movement of vehicles on Butler is in place.

Since the aforementioned, the City has had 2 inches of snow, a thaw and substantial rain. Despite this, Public Service Director Howard McCaffery has managed to put the driving area in good condition,

and is keeping the street graded immediately behind the pipe laying operation.

ITEMS C AND G

The six foot deep ditch in Butler Boulevard is necessitated by the fact that a major sewer project, and general public improvement program is underway, including new sidewalks, driveway approaches, curbs and gutters and street resurfacing. The contract cost approximates one million dollars. That there is mud is fact. This is a rain and snow period of the year. We have tried to minimize the mud, but to eliminate same is impossible.

ITEMS D AND E

In every instance of water shut-off, the interruptions were caused by breakage in the lines, so notice to residents was impossible. However, the Lansing Board of Water and Light was immediately notified, and response was "now." In every instance, the homeowner had water restored the same day, and the Board employees worked overtime, in some instances, to assure this service.

On an address by address basis, the breakages were:

- 206 S. Butler—Broken 10/28/80 repairs made same day, 1½ hrs. OT rate.
- 210 S. Butler—Broken 10/29/80, repairs made same day, ½ hr. crew time.
- 212 S. Butler—Broken 10/29/80, repairs made same day, ½ hr. crew time.
- 216 S. Butler—Broken 10/29/80, repairs made same day, ½ hr. crew time.
- 218 S. Butler—Broken 10/30/80, repairs made same day, 1½ hrs. crew time.
- 222 S. Butler—Broken 10/30/80, repairs made same day, 1½ hrs. crew time.
- 226 S. Butler—Broken 10/30/80, repairs made same day, 2 hrs. crew time.
- 228 S. Butler—Broken 10/31/80, repairs made same day, 45 minutes crew time.
- 230 S. Butler—Broken 10/31/80, reconnected same day. Due to old piping, considerable scale was released and later plugged the line. BWL worked 11/3/80, 11/4/80, 11/5/80 on this situation and eventually ran a new line into the home. All during this time, water was supplied to the house from a hose from a neighbor's home; thus the family was never without essentially routine water service, according to Mr. Linck.
- 300 S. Butler—Broken 11/7/80, reconnected same day.
- 302 S. Butler—Broken 11/7/80, reconnected same day, total of 1 hrs. on both of above jobs. However, for 302 S. But-

ler, BWL crews worked 2 hrs. OT on two subsequent occasion to pressurize the water line to remove plugged up scale in the pipe, on 11/7/80 and 11/10/80.

- 304 S. Butler—Broken 11/7/80, repairs made same day, 1½ hrs. crew time.
- 306 S. Butler—Broken 11/7/80, repairs made same day, 2 hrs. crew time.
- 310 S. Butler—Broken 11/10/80, repairs made same day, 1 hr. crew time plus 1 hr. OT.
- 316 S. Butler—Broken 11/11/80, repairs made same day, 3 hrs. crew time.
- 318 S. Butler—Broken 11/12/80, repairs made same day, 2 hrs. crew time plus 1½ hrs.
- 322 S. Butler—Broken 11/12/80, repairs made same day, 1½ hrs. OT.
- 324 S. Butler—Broken 11/12/80, repairs made same day, 1½ hrs. OT.

The Board record shows that on 11/13/80, the contractor broke a main valve on Allegan just west of Butler, thereby cutting water service for the entire area and specifically for every home listed above. Board of Water and Light crews worked from 10 a.m. to 12:45 p.m. to effect the repairs. Two crews from the BWL arrived at the scene—one to work on the service and the other notifying the residents. Certainly, some residents realized the water interruption before the BWL crews were formally able to notify them. The street intersection was flooded upon the BWL crews' arrival. There have been no further service interruptions since 11/13/80.

In summary, 18 services in all were interrupted individually, and each had repairs made the same day in anywhere from 30 minutes to three hours.

My office has not received a single telephone complaint about the service interruptions. This office has received two complaints about the condition of streets, one from a resident in the 400 block of S. Butler and the other from a resident in the 500 block of S. Butler, and both of which were received at least 30 days ago, and were promptly answered. Public Service is checking further for any resident complaints received in regard to this project.

ITEM F

In a meeting held in my office on Tuesday, December 2, on the next day after the organized group of complainants appeared before you, the Chief Deputy of the Lansing Fire Department advised that fire protection for the area would not be inadequate as charged. This improvement project is by far not the first, nor is it the largest undertaken in the City, and he advised that the Department has met the challenges successfully of others.

Too, he advised that the Council member, who charged that the Fire Department was not aware of street closings, was completely in error. The Chief Deputy stated that checks were made each day, and without fail.

The charges, he said, undersell the ability of the Lansing Fire Department.

ITEM H

My response to this was contained in detail in my communications to you, dates of October 10 and December 8.

Be advised further that I have requested the Finance Director to meet with the business owner in question to review his financial records of the past several years. This will determine the financial impact the Butler Boulevard Project has had on the business in question.

When the organized group appeared before you on December 1, some members of City Council verbally condemned the Redevelopment Director "for not even having an appraisal done on the business," known as Fred and Bill's Carry-out. My communication to you advised that funds were not appropriated for this purpose—your appropriation of funds on December 8, will permit same. I must advise that if the City's Urban Development Action Grant request is not approved with dispatch, another appraisal will have to be ordered by you, since appraisals six or more months old are not valid.

ITEM I

The elderly couple, who reside at 809 W. Hillsdale, have a home which you did not include in the Original Plan (see attached Map 14). Their home is included in the Revised Plan, but **cannot be purchased unless the City's Urban Development Action Grant Application is approved. Too, another problem has arisen.** I am advised that the Historic Division of the State of Michigan has listed this property as HISTORIC because of some "gingerbread" design on the exterior. Now what?

ITEM J

I fail to see this as a problem. A properly operating furnace reflects in the sale price of a home, saves fuel costs and provides comfort.

The schedule for the major undertaking in Butler Boulevard calls for the **curb and gutter work** to be completed between April 15, and May 15, 1981; for the completion of the base and leveling courses between May 15, and June 1, 1981; the final wearing course should be completed between June 1, and June 15, 1981. Included in the work will be driveway approaches and sidewalks.

Capitol Commons must be completed. It

will provide new homes where once there was blight. Hopefully, the City's Urban Development Action Grant Application will be successful, and the balance of the homes to the west of Butler can be purchased. This would complement the work done in the adjacent Neighborhood Development Area Number One, which has had millions of dollars in Federal funds expended to:

- Provide the elderly with remodeled homes **at no direct cost to them;**
- Provide minorities, and others, with remodeling of their homes at extremely low interest rates;
- Install new sidewalks, curbs and gutters and to improve streets.

These efforts, with those in Neighborhood Development Area Number Two (Northside), the N.D.A. Three (East-Central), and the N.D.A. Four (South-Central) now getting underway, will improve living conditions for many people and the appearance of our City for years to come.

We have abided by the basic desires of the Neighborhood District Councils. **For their constructive efforts, they can be proud.**

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development with copy to all Council Members.

December 15, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

This is to advise that the Federal Housing Administration has approved a firm commitment for the Capitol Park Hotel renovation project, which will provide 98 subsidized units for low income elderly and handicappers. The project will cost an estimated \$4.1 million.

Under the F.H.A. commitment, the J. Christopher Enterprises has agreed to purchase the Capitol Park Hotel, do major interior and exterior renovations, provide new landscaping, provide parking for 60 vehicles, provide laundry facilities on each of the six-floors, as well as, a central craft area, recreational facilities and library.

According to Federal requirements, tenants presently occupying the Capitol Park Hotel must receive a 90 day notice of the intent of J. Christopher Enterprises. Said

notices were mailed out by the City this past week. Therefore, construction on the project is expected to proceed within the next 4-5 months.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

December 15, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor—City Hall

Lansing, Michigan 48933

Dear Council President and Members:

I have been informed by the City Attorney of the basic details of the proposed settlement to enable the City of Lansing to acquire property at 301 E. Michigan Avenue from Mr. and Mrs. Fred Abood. This is the proposed settlement which was presented to you at the Committee of the Whole session on Thursday, December 11, 1980. This letter is to identify my concurrence with that settlement, which I believe is in the best interests of the City of Lansing in order to enable the Exhibition project to proceed. I trust City Council will give this matter favorable action at the Council meeting of December 15, 1980.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file.

RESOLUTIONS

By COMMITTEE OF THE WHOLE—

Resolved by the City Council of the City of Lansing:

Whereas, the Friendship Baptist Church located at 925 West Main Street, Lansing, Michigan, is celebrating its 46th Anniversary on December 14th, 1980; and

Whereas, Reverend E. C. Hawkins, Pastor of Friendship Baptist Church is ably carrying on a 46 year tradition of sensitivity and concern for people in the community as well as all people throughout the world; and

Whereas, Friendship Baptist Church holds a life membership in the National Association for the Advancement of Colored People; and

Whereas, Friendship has also been a consistent supporter of the United Negro College Fund, maintains a ministry to serve MSU students, runs a highly successful day care center and operates an on-going food bank to help needy families;

Now, Therefore, Be It Resolved, the City Council of the City of Lansing hereby offers sincere congratulations to the congregation of Friendship Baptist Church as the members celebrate 46 years of outstanding service to our community; and

Be It Further Resolved, we extend a warm welcome to Dr. Joseph Roberts, Pastor of the Ebenezer Baptist Church in Atlanta, Georgia, who will be the guest speaker for this occasion, and hope his stay in Lansing is pleasant and rewarding.

Adopted by the following vote:

Unanimously.

By COUNCILMEN BRENKE, ADADO—

Resolved by the City Council of the City of Lansing:

The request of Capitol Lodge No. 8, F & A M, Prince Hall Affiliated, for a 24-hour liquor permit for a New Year's Eve affair to be held at the National Guard Armory, 2500 South Washington Avenue on December 31st, 1980, is hereby approved provided the 24-hour permit is obtained from the Liquor Control Commission.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

Whereas, Ordinance No. 559 outlines the procedure for filling vacancies on the Citizens' District Council No. 3 (Northside); and

Whereas, there are now four vacancies on the Citizens' District Council No. 3; and

Whereas, on November 24, 1980, Mayor Graves recommended the names of Juanita Abbot, Phillip Creps, David Ewen, and Santiago Ramirez to City Council to fill those vacancies on the Citizens' District Council No. 3;

Now, Therefore, Be It Resolved, that the City Council of the City of Lansing, Michigan, confirms the names of Juanita Abbot, Phillip Creps, David Ewen, and Santiago Ramirez to serve as members of the Citizens' District Council No. 3 for the terms prescribed below:

Name	Term Expires
Juanita Abbot	May 5, 1982
Phillip Creps	May 5, 1981
David Ewen	May 5, 1983
Sanitago Ramirez	May 5, 1981

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT
COMMITTEE—

CITY OF LANSING

RESOLUTION SETTING HEARING DATE

(Walco/Federal Forge Project)

An excerpt from the minutes of a regular meeting of the City Council of the City of Lansing, Ingham County, Michigan, held at 7:00 o'clock p.m., Michigan Time, on December 15, 1980, at which the following members were present:

Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington;

and the following were absent:

None.

The following preamble and resolution were offered by Councilman Belen and supported by Councilman McKane:

Whereas, this City Council has heretofore approved a Project Area and a Project District Area for The Economic Development Corporation of the City of Lansing—Walco/Federal Forge Project proposed by Federal Forge, Inc., and its parent Walco National Corporation; and

Whereas, this City Council has received a Project Plan for said Project and wishes to set a date for public hearing on said Project Plan.

Now, Therefore, Be It Resolved by the City Council of the City of Lansing, as follows:

1. A public hearing upon the Project Plan for said Project shall be held at 7:00 o'clock p.m., Michigan Time, on Monday, the 5th day of January, 1981, in the City Council Chambers, City Hall, in the City of Lansing, County of Ingham, Michigan. At such hearing, the City Council of the City of Lansing shall provide an opportunity for interested persons to be heard and shall receive and consider communications in writing with reference to the hearing. The hearing shall provide the fullest opportunity for the expression of opinion, for argument on the merits, and for introduction of documentary evidence pertinent to the Project Plan. The City

Council shall make and preserve a record of the public hearing, including all data presented at the public hearing.

2. The City Clerk is hereby requested to publish, post, and mail notice of such hearing, such notice to be substantially in the form attached hereto, in accordance with Section 17 of Act 338 of 1974, as amended.

3. The City Clerk is hereby requested to forward two certified copies of this Resolution to The Economic Development Corporation of the City of Lansing.

4. All resolutions or parts thereof in conflict with this Resolution are hereby repealed, but only to the extent of such conflict.

Adopted:

Yeas: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington.

Nays: None.

Abstain: None.

STATE OF MICHIGAN
COUNTY OF INGHAM

} ss.

I hereby certify that the foregoing is a true and complete copy of a resolution adopted at a regular meeting of the City Council of the City of Lansing, Ingham County, Michigan, held on the 15th day of December, 1980, and that the said minutes are on file in the office of the City Clerk and are available to the public. Public notice of said meeting was given pursuant to and in compliance with Act No. 26, Public Acts of Michigan, 1976, including in the case of a special or rescheduled meeting, notice by publication or posting at least eighteen (18) hours prior to the time set for said meeting.

In Witness Whereof, I have hereunto affixed my official signature this 15th day of December, A.D. 1980.

THEO FULTON,
Lansing City Clerk.

Adopted by the following vote:

Unanimously.

By PHYSICAL DEVELOPMENT
COMMITTEE—

Resolved by the City Council of the City of Lansing:

ACT-33-79

Whereas, the Planning Board has reviewed and recommended that city owned property dedicated as a public right-of-way

be vacated and disposed of after suggested site preparation, and

Whereas, after the concrete is removed and the property seeded the parcel will be split and offered to the adjacent property owners thereby returning the parcel to the tax rolls and relieving the city of care and maintenance responsibilities while reducing the high density of the neighborhood.

Now, Therefore, Be It Resolved, the City Council of the City of Lansing hereby vacates Lot 5 of Ludwig Park Subdivision, City of Lansing, County of Ingham, Michigan, according to the recorded plat thereof parcel number 3301-15-401-131/121 more commonly known as property between 1349 and 1401 Eureka Street, and

Be It Further Resolved, a deed restriction shall be placed on the subject property to prohibit use of the parcel as an access to businesses on Michigan Avenue.

Adopted by the following vote:

Unanimously.

By PHYSICAL DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Act-22-80

Whereas, the Lansing Planning Board has reviewed and recommended that the right-of-way for Marcus Street at Clemens be vacated, divided, and offered to adjacent property owners, and

Whereas, street extension is no longer needed and there is no valid reason for retention of the property,

Now, Therefore, Be It Resolved, the City Council of the City of Lansing hereby vacates Marcus Street commencing on the west line of Clemens Avenue, beginning at the Southeast corner of Lot No. 48, thence south 66 feet to the northeast corner of Lot No. 49, thence west to the northwest corner of Lot No. 49, north 60 feet to the southwest corner of Lot No. 48, east to point of beginning, all being part of Leslie Park Subdivision, City of Lansing, Ingham County, Michigan.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council has established a policy regarding the disposi-

tion of vacant lots in Neighborhood Development Areas; and

Whereas, Section 8-403.4 of the City Charter of the City of Lansing requires that City Council approve proposed sales of real estate,

Now, Therefore, Be It Resolved by the Lansing City Council that the following proposed sales be and are hereby approved:

To Clay K. and Alma E. Smith, husband and wife, the property legally described as Lot 66 and the South 23 feet of Lot 67, Highland Park, City of Lansing, Ingham County, Michigan. (Commonly known as 1721 New York, Parcel No. 3301-10-130-001-9).

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council has established a policy regarding the disposition of vacant lots in Neighborhood Development Areas; and

Whereas, Section 8-403.4 of the City Charter of the City of Lansing requires that City Council approve proposed sales of real estate,

Now, Therefore, Be It Resolved by the Lansing City Council that the following proposed sales be and are hereby approved:

To Robert B. and Goldia L. Doughty, husband and wife, the property legally described as the North 11 feet of Lot 45, Highland Park, City of Lansing, Ingham County, Michigan. (Part of 1541 New York Avenue, No. 3301-10-176-001-6).

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PHYSICAL DEVELOPMENT—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing Property Manager has requested a review to determine whether the excess right-of-way of Bradley Street between Barnes Avenue and Moores River Drive could be vacated and placed back on the tax rolls; and

Whereas, the Planning Department performed an Act 285 review to vacate the west 66 feet of Bradley Street right-of-way

as requested and has determined that the property is no longer required for street purposes; and

Whereas, the Planning Board has recommended the excess right-of-way be vacated, divided and sold to the adjacent property owners to the west; and

Whereas, the Council Committee on Physical Development has reviewed the Planning Board's recommendation to vacate the west portion of Bradley Street and concurs therein;

Now, Therefore, Be It Resolved, that the west 66 feet of Bradley Street be vacated and divided to the adjacent property owners to the west of the right-of-way and placed on the tax rolls; and

Be It Further Resolved, that no construction be permitted on the property and that full width easements be retained for utilities and the east/west alley as requested by the Board of Water and Light and the Public Service Department; and

Be It Finally Resolved, that the Mayor and City Clerk are authorized to execute the required documents for the vacation and transfer, and to record the action with the appropriate state agencies.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

P-7-80

Final Plat of Bradwell Park

Whereas, pursuant to Chapter 37 of the Code of the City of Lansing and the State of Michigan Plat Act, the final plat of Bradwell Park has been submitted for approval; and

Whereas, the Planning Board reviewed the final plat, found it to be in substantial conformance with the approved preliminary plat and recommended approval subject to conditions; and

Whereas, the Physical Development Committee of the Council, to whom the report of the Planning Board was referred, concurs therewith;

Now, Therefore, Be It Resolved, that the final plat of Bradwell Park be approved subject to the following conditions:

1) A Deed or Absract of Title accompanied by an attorney's opinion as to the marketability of the land or a certificate of title insurance shall be submitted to the City Clerk prior to the

signing of the plat and the affixing of the Municipal Seal;

- 2) Financial security shall be posted in the amount specified by the Departments of Public Service and Parks and Recreation;
- 3) Final clearance for the development shall be obtained from the Public Service Department, the Traffic Engineer and the Board of Water and Light; and
- 4) Compliance with all conditions of the approved preliminary plat; and

Be It Further Resolved, that the City Clerk be, and she is hereby, directed to notify the proprietor(s) of the plat and the surveyor(s) of the land of this action and the conditions thereof.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

P-4-79C

Trapper's Cove Subdivision No. 2
Final Plat

Whereas, pursuant to Chapter 37 of the Code of the City of Lansing and the State of Michigan Plat Act, the final plat of Trapper's Cove Subdivision No. 2 (formerly known as Trapper's Cove Subdivision No. 3) has been submitted for approval; and

Whereas, the Planning Board reviewed the final plat, found it to be in substantial conformance with the approved preliminary plat, and recommended approval subject to conditions; and

Whereas, the Physical Development Committee of the Council, to whom the report of the Planning Board was referred, concurs therewith;

Now, Therefore, Be It Resolved, that the final plat of Trapper's Cove Subdivision No. 2 be approved subject to the following conditions:

- 1) A Deed or Abstract of Title, accompanied by an attorney's opinion as to the marketability of the land or a certificate of title insurance shall be submitted to the City Clerk prior to the filing of the plat and the affixing of the Municipal Seal;
- 2) Financial security shall be posted in the amount specified by the Department of Public Service and the Department of Parks and Recreation;

- 3) Final clearance for the development shall be obtained from the Board of Water and Light;
- 4) Easements as required by the various public utilities shall be recorded and shown on the face of the plat; and

Be It Further Resolved, that the City Clerk be, and she is hereby, directed to notify the proprietor(s) of the plat and the surveyor(s) of the land of this action and the conditions thereof.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

LS-57-80

Lots 79 and 80, Wexford Heights No. 2
5315 Catalpa Drive

Whereas, pursuant to Sections 37-24 and 37-27 of the Lansing Subdivision Regulations, being Chapter 37 of the Code of the City of Lansing, a request was made to divide a parcel of land commonly known as 5313 Catalpa Drive into two (2) lots described as:

Parcel A—The south 55 feet of Lot 79, Wexford Heights No. 2, a subdivision of part of the northwest $\frac{1}{4}$ of Section 6, T3N, R2W, City of Lansing, Ingham County, Michigan; according to the record plat thereof; said lot subject to all easements and restrictions of record.

Parcel B—Lot 80 and the north 12.7 feet of Lot 79, Wexford Heights No. 2, a subdivision of part of the northwest $\frac{1}{4}$ of Section 6, T3N, R2W, City of Lansing, Ingham County, Michigan; according to the recorded plat thereof; said lot subject to all easements and restrictions of record;

for the purpose of constructing a one family dwelling; and

Whereas, the Planning Board reviewed the request, found the lot to be of adequate size to allow the development of a single family residence and recommended approval; and

Whereas, the Physical Development Committee of the Council, to whom the report of the Planning Board was referred, concurs therewith;

Now, Therefore, Be It Resolved that the above described lot division be approved; and

Be It Further Resolved, that the City Clerk be, and she is hereby, directed to notify the petitioner of this action.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

LS-71-80

Lots 62 and 63, Supervisor's
Plat of Webster Farms No. 2

Whereas, pursuant to Section 37-24 and 37-27 of the Lansing Subdivision Regulations, being Chapter 37 of the Code of the City of Lansing, a request was made to divide Lots 62 and 63 of Supervisor's Plat of Webster Farms No. 2 into four (4) parcels of land, more particularly described as:

Parcel A: The north 10 feet of the east 105 feet of Lot 62, and the south 40 feet of the east 105 feet of Lot 63, Supervisor's Plat of Webster Farms Subdivision No. 2, City of Lansing, Ingham County, Michigan.

Parcel B: The north 50 feet of the south 90 feet of the east 105 feet of Lot 63, Supervisor's Plat of Webster Farms Subdivision No. 2, City of Lansing, Ingham County, Michigan.

Parcel C: The east 105 feet of Lot 63 except the south 90 feet thereof, Supervisor's Plat of Webster Farms Subdivision No. 2, City of Lansing, Ingham County, Michigan.

Parcel D: Lot 62 except the north 10 feet of the east 105 feet thereof, Supervisor's Plat of Webster Farms Subdivision No. 2, City of Lansing, Ingham County, Michigan;

for the purpose of constructing four (4) one family dwellings; and

Whereas, the Planning Board reviewed this request, found the lots adequate in size for the development of single family residences and recommended approval; and

Whereas, the Physical Development Committee of the City Council, to whom the report of the Planning Board was referred, concurs therewith;

Now, Therefore, Be It Resolved, that the above described lot division be approved; and

Be It Further Resolved, that the City Clerk be, and she is hereby, directed to notify the petitioner of the action.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

LS-70-80

Lots 72 and 73, Webster Farms Subdivision No. 1, West Side of Piper, North of Webster

Whereas, pursuant to Sections 37-24 and 37-27 of the Lansing Subdivision Regulations, being Chapter 37 of the Code of the City of Lansing, a request was made to divide Lots 72 and 73 of Webster Farms Subdivision No. 1 into two (2) lots, each having fifty feet (50') of frontage on Piper Avenue, more particularly described as follows:

Parcel 1: Lot 72, except the north 20 feet; also the north 10 feet of Lot 73, plat of Webster Farms Subdivision No. 1; and

Parcel 2: Lot 73, except the north 10 feet, plat of Webster Farms Subdivision No. 1;

both located in the City of Lansing, Ingham County, Michigan; and

Whereas, the Planning Board reviewed this request, found the proposed lots to be of adequate size and shape for the construction of one family dwellings, comparable to those in the vicinity, and recommended approval of the request; and

Whereas, the Physical Development Committee, to whom the report of the Planning Board was referred, concurs therewith;

Now, Therefore, Be It Resolved, that the Council of the City of Lansing hereby approves Lot Split number 70 of 1980; and

Be It Further Resolved, that the Clerk be, and she is hereby, directed to notify the petitioner of this action.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

LS-72-80

Lots 49 and 50, Supervisor's Plat of Webster Farms Subdivision No. 2 Northeast corner Picardy and Webster

Whereas, pursuant to Sections 37-24 and 37-27 of the Lansing Subdivision Regulations, being Chapter 37 of the Code of the City of Lansing, a request was made to divide Lots 49 and 50 of Supervisor's Plat of Webster Farms Subdivision No. 2 into four (4) lots, more particularly described as:

Parcel A: The north 50 feet of Lot 49, Supervisor's Plat of Webster Farms Subdivision No. 2, City of Lansing, Ingham County, Michigan.

Parcel B: Lot 49 except the north 50 feet thereof, also the north 25 feet of Lot 50, Supervisor's Plat of Webster Farms Subdivision No. 2, City of Lansing, Ingham County, Michigan.

Parcel C: The south 50 feet of the north 75 feet of Lot 50, Supervisor's Plat of Webster Farms Subdivision No. 2, City of Lansing, Ingham County, Michigan.

Parcel D: Lot 50 except the north 75 feet thereof, Supervisor's Plat of Webster Farms Subdivision No. 2, City of Lansing, Ingham County, Michigan;

for the purpose of constructing one family dwellings; and

Whereas, the Planning Board reviewed the request, found the proposed lots to be of adequate size for the development of single family residences and recommended approval; and

Whereas, the Physical Development Committee of the City Council, to whom the report of the Planning Board was referred, concurred therewith;

Now, Therefore, Be It Resolved, that the above described lot division be approved; and

Be It Further Resolved, that the Clerk be, and she is hereby, directed to notify the petitioner of this action.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

LS-69-80

Lot 22, Maple Grove Farms No. 1
Vacant land north of
5404 Wexford Road

Whereas, pursuant to Sections 37-24 and 37-27 of the Lansing Subdivision Regulations, being Chapter 37 of the Code of the City of Lansing, a request was made to divide the north 52 feet of the east 110 feet from the remainder of Lot 22 of the plat of Maple Grove Farms No. 1 for the purpose of constructing a one family dwelling; and

Whereas, the Planning Board reviewed this request and found the proposed lot to be of adequate size and shape to allow the construction of a single family residence, and recommended approval of the lot division; and

Whereas, the Physical Development Committee of the City Council, to whom the report of the Planning Board was referred, concurs therewith;

Now, Therefore, Be It Resolved, that Council of the City of Lansing hereby approves this request, Lot Split No. 69 of 1980, to create a new lot described as:

The north 52 feet of the east 110 feet of Lot 22, plat of Maple Grove Farms No. 1, City of Lansing, Ingham County, Michigan; and

Be It Further Resolved that the Clerk be, and she is hereby, directed to notify the petitioner of this action.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

FCF-6-80

817 Dunlap Street

Whereas, in accord with the provisions of Act 28, Public Acts of 1977 of the State of Michigan, the State of Michigan Department of Social Services has notified the City of Lansing of its intent to license an adult foster care family home upon the premises commonly known as 817 Dunlap, more particularly described as:

Lots 62 and 63, Logancrest Subdivision, City of Lansing, Ingham County, Michigan; and

Whereas, it is deemed desirable that the City of Lansing make a recommendation to the Michigan Department of Social Services regarding said intent to license;

Now, Therefore, Be It Resolved that a public hearing be held on Monday, January 5, 1981, at 7 p.m. in Council Chambers on the Tenth (10) Floor of City Hall, Lansing, Michigan, where all persons interested in the proposed adult foster care family home may attend and be heard.

Adopted by the following vote:

Unanimously.

By COUNCIL MEMBERS ADADO, BELEN, BRENKE, GUNTHER, McKANE AND WORTHINGTON—

Resolved by the City Council of the City of Lansing:

Whereas, the City of Lansing initiated condemnation proceedings on October 27, 1980, for the taking of real property at 301 East Michigan Avenue; and

Whereas, the owners of that property have offered to settle the issue of taking

and have further agreed to sell the property to the City of Lansing pursuant to certain terms and conditions more fully set forth in the appended AGREEMENT TO SELL REAL PROPERTY AT 301 EAST MICHIGAN AVENUE; and

Whereas, this Council has reviewed the agreement and approves the terms and conditions contained therein; now, therefore, be it

Resolved, that the appended AGREEMENT TO SELL REAL PROPERTY AT 301 EAST MICHIGAN AVENUE be approved; and be it

Further Resolved, that the City Attorney prepare the necessary legal documents to permit transfer of title.

Councilman Blair spoke.

President Adado asked Vice-President McKane to take the chair so he could speak.

President Adado resumed the chair.

Councilman McKane spoke.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nays: Councilman Blair—1.

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the 13th day of December, 1980, this Council was petitioned to change the following described property from "A" One Family Residential District to "J" Parking District, all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 8th day of December, 1980, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-38-80—Vacant land in the 2800 block of Stabler Street (east side), Parcel Nos. 3301-28-328-002 and 003

more particularly described as:

Commencing at the intersection north line of Willard Street and the east line of the former Michigan Electric railroad right-of-way, southeasterly 1069.25 feet along the east line of said right-of-way to the north line of Hodge Avenue; west 26.1 feet to center line

of the former M.E. railroad ROW, northwesterly 641.5 feet along said center line to north line of Holmesdale Subdivision, extended east, west 26.65 feet to the northeast corner of Lot 80 of said Subdivision; northwesterly 430 feet along the westerly line of the former M.E. RR ROW to a point west of beginning, east 50 feet to beginning; Section 28, T4N, R2W, City of Lansing, Ingham County, Michigan; and also

Commencing on the west line of the former Michigan Electric Railroad right-of-way, 460 feet south of east and west $\frac{1}{4}$ line; thence south $14^{\circ} 30'$ west 280 feet to point on north line of Holmesdale Subdivision, 9 feet east of the northwest corner of Lot 80 of said plat, east to the westerly line of the former M.E. RR ROW, northwesterly 275 feet to beginning, Section 28, T4N, R2W, City of Lansing, Ingham County, Michigan; and also

from an "A" One Family Residential District to a "J" Parking District; and

Whereas, the Planning Board, at their meeting of December 2, 1980, recommended that the petition be approved subject to conditions; and

Whereas, the Physical Development Committee of the Council, to whom the report of the Planning Board was referred, concurs therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing hereby ordains that the petition to change the zoning of the above described property from an "A" One Family Residential District to a "J" Parking District be approved subject to the following conditions:

- 1) Screening and buffering with a fence along the south, east and north property lines.
- 2) A sidewalk along the east side of Stabler Street.
- 3) A pedestrian crosswalk across Stabler Street extending through the south side of the parking lot to provide a pedestrian link between Stabler and Decker Streets, the neighborhood to the east. It is recommended that steps be installed on the side of the hill to allow pedestrians to safely negotiate the elevation change.
- 4) Lighting that will provide for security.
- 5) Location of access drive(s) approved by the Traffic Engineer.
- 6) Parking space layout and internal circulation plan approved by the Traffic Engineer.
- 7) An on site storm drainage plan approved by the Public Service Department.

- 8) Development is also subject to reservation of easement rights for sewer and gas lines that are located on the parcel;

and

Be It Further Resolved, that the City Clerk be, and she is hereby, directed to notify the petitioner of this action and the conditions thereof.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the 21st day of July, 1980, this Council was petitioned to change the following described property from "G-2" Wholesale District to "A" One Family Residential District, all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 24th day of November, 1980, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-26-80—Vacant land at the north end of Westwood Street

Parcel No. 3301-05-107-001

more particularly described as:

That part of the northwest $\frac{1}{4}$ of Section 5, T4N, R2W, City of Lansing, Ingham County, Michigan, beginning on the easterly line of Lot 1 of Lantex Industrial Park at a point north $20^{\circ} 45'$ east 800.0 feet from the southeast corner of said Lot 1, running thence north $20^{\circ} 45'$ east 213.54 feet to the northeast corner of said Lot 1, thence north $89^{\circ} 00'$ east 10.81 feet to the easterly right-of-way line of a railroad spur; thence north $20^{\circ} 51' 20''$ east 225.33 feet along said right-of-way to a point of curvature; thence northeasterly along a 375.83 foot radius curve to the right to the southerly right-of-way line of the C & O Railroad; thence south $53^{\circ} 55'$ east on the right-of-way to its intersection with the northerly line of C. E. LePlens Green Oaks Subdivision; thence north $89^{\circ} 59' 30''$ west 950.1 feet on the north line of said subdivision and the plat of Westwood Park No. 1 to the northwest corner of Lot 9 thereof; thence south $00^{\circ} 03' 30''$ east 261.4 feet on the west line of said Westwood Park No. 1 to a point lying 950.00 feet northerly of the southwest corner of Lot 4 of Westwood Subdivision No. 1; thence south $86^{\circ} 38' 30''$ west 233 feet more

or less to the point of beginning, subject to the right-of-way of Reynolds (Inter-County) Drain and any other easements or rights-of-way of record;

from a "G-2" Wholesale District to an "A" One Family Residential District; and

Whereas, the Planning Board at their meeting of October 21, 1980, recommended that the petition be approved subject to the condition that a pedestrian bridge be provided over Horsebrook Drain opposite the pedestrian walkway shown on the preliminary plat of Westwood Park No. 2; and

Whereas, the Physical Development Committee of the Council, to whom the report of the Planning Board was referred, concurs therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the petition to rezone the above described property from a "G-2" Wholesale District to an "A" One Family Residential District be granted subject to the provision of a pedestrian overpass over the Horsebrook Drain, opposite the pedestrian walkway shown on the preliminary plat of Westwood Park No. 2; and

Be It Further Resolved that the Clerk be, and she is hereby, directed to notify the petitioner of this action and the condition thereof.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the 25th day of August, 1980, this Council was petitioned to change the following described property from "A" One Family Residential District to "G-2" Wholesale District, all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 24th day of November, 1980, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-30-80—3024 North Turner Street
Parcel number 8801-04-176-061

more particularly described as:

The north 65 feet of Lot 1, Nearing's Subdivision and all that part of the south $\frac{1}{2}$ of the south $\frac{1}{2}$ of the north-west $\frac{1}{4}$ of Section 4, T4N, R2W, of the City of Lansing, Ingham County, Michigan, except the south 34 rods thereof;

from an "A" One Family Residential District to a "G-2" Wholesale District; and

Whereas, the Planning Board, at their meeting of October 21, 1980, recommended that the petition be approved subject to conditions; and

Whereas, the Physical Development Committee of the Council, to whom the report of the Planning Board was referred, concurs therewith;

Now, Therefore, Be It Resolved, that the petition to change the zoning of the above described property from an "A" One Family Residential District to a "G-2" Wholesale District be approved subject to the provision of necessary landscaping, screening and buffering for the protection of the adjacent residential development and subject to the submission to and approval of a drainage plan by the Public Service Department prior to any further development of the site; and

Be It Further Resolved that the City Clerk be, and she is hereby directed to notify the petitioner of this action and the conditions thereof.

Adopted by the following vote:

Unanimously.

By WAYS AND MEANS COMMITTEE—

Resolved by the City Council of the City of Lansing:

That the following transfers be approved.

\$18,000.00 from General Fund Fund Balance
A/C 101-000-000-390

\$18,000.00 to Claims—City Council
A/C 101-101-000-963

\$ 2,000.00 from Reserve for Contingency
A/C 101-941-000-963

\$ 2,000.00 to Election—Temporary
Help
A/C 101-191-000-707

\$ 937.00 from Reserve for Contingency
A/C 101-941-000-963

\$ 937.00 to Police Central Records
Operating Supplies
A/C 101-308-000-740

\$17,500.00 from General Fund Fund Balance
A/C 101-000-000-390

\$17,500.00 to Professional Service—
Planning
A/C 101-801-000-801

I hereby certify that this is a properly drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Approved:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
TERRY J. McKANE,
Ways and Means Committee.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke,
Gunther, Lindemann, McKane, Worthington—7.

Nays: Councilman Blair—1.

INTRODUCTION OF ORDINANCES

The following ordinance of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by revising Section 9E-1 of the Building Code—Chapter 9E-Electrical, was introduced by Councilman Lindemann, read a first and second time by its title and referred to the Committee on Public Property and Safety.

By COMMITTEE ON PUBLIC PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the City Clerk is hereby requested to schedule and announce a public hearing before the City Council on Monday, January 5, 1981, at 7:00 p.m. in the 10th floor Chambers of City Hall, for the purpose of receiving citizen comment on the proposed ordinance amendment adopting a revised Electrical Code.

Adopted by the following vote:

Unanimously.

ORDINANCES

By COUNCILMAN WORTHINGTON—

The Committee reported that it had considered an ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by adding a new section to be numbered 36-116.6 to provide for an amendment to the amended physical development plan for NDA No. 3 within the City of Lansing for the acquisition and demolition of properties at 1526 New York Avenue and 1520 North High Street, and recommended that the ordinance be passed.

Carried.

ORDINANCE NO. 583

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing, that the Ordinance providing

that the Code of Ordinances, City of Lansing, Michigan, be amended by adding a new section to be numbered 36-116.6 to provide for an amendment to the amended Physical Development Plan for NDA No. 3 within the City of Lansing for the acquisition and demolition of properties at 1526 New York Avenue and 1520 N. High St., be placed on order of immediate passage.

Carried.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing, that the Ordinance providing that the Code of Ordinances, City of Lansing, Michigan, be amended by adding a new section to be numbered 36-116.6 to provide for an amendment to the amended Physical Development Plan for NDA No. 3 within the City of Lansing for the acquisition and demolition of properties at 1526 New York Avenue and 1520 N. High St., be now passed.

Adopted by the following vote:

Unanimously.

ORDINANCE NO. 583

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING THAT CHAPTER 36, ARTICLE XIV OF THE CODE OF ORDINANCES, CITY OF LANSING, MICHIGAN, BE AMENDED BY ADDING A NEW SECTION TO BE NUMBERED 36-116.6 TO PROVIDE FOR AN AMENDMENT TO THE AMENDED PHYSICAL DEVELOPMENT PLAN FOR NEIGHBORHOOD DEVELOPMENT AREA NO. 3 WITHIN THE CITY OF LANSING.

The City of Lansing Ordains:

Section 1. That Chapter 36, Article XIV of the Code of the City of Lansing, Michigan, be amended by adding a new section to be numbered 36-116.6 to read as follows:

Section 36-116.6. Amendment to the plan established.

The Physical Development Plan referred to in Sec. 36-116 is hereby modified by incorporating the following into the ordinance pursuant to Section 36-121.

The inclusion of two structures in the acquisition program under the section "Physical Condition." The structures are located at 1526 New York Avenue and 1520 North High Street.

The deletion of those two structures from the Housing Rehabilitation list.

The modification of maps to reflect the changes detailed above.

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Section 3. This ordinance shall take effect thirty (30) days from its passage unless given immediate effect by the City Council.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

That Section 36-116.6 of the Code of Ordinances being necessary for the immediate preservation for the public peace, health or safety shall be given immediate effect.

Adopted by the following vote:

Unanimously.

By COUNCILMEN GUNTHER AND WORTHINGTON—

Resolved by the City Council of the City of Lansing:

That the rules of the Council be waived for the purpose of presenting items that are not listed on the agenda.

Carried.

INTRODUCTION OF ORDINANCE

The following ordinance of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by:

Providing for an amendment to the amended Physical Development Plan for Neighborhood Development Area No. 1 within the City of Lansing by adding a new section to be numbered Section 36-99.1C for acquisition of properties at 1203 and 1219 West Lenawee Street.

Adding a new section to be numbered 36-99.24A and 36-99.24B to the code to provide for the phase down of the activities specified in the amended Physical Development Plan for Neighborhood Development Area No. 1 within the City of Lansing and to repeal Section 36-94 through 36-99.24A of the code of the City of Lansing effective July 1, 1981..

was introduced by Councilman Worthington, read a first and second time by their titles and referred to the Committee on Physical Development.

By COUNCILMAN GUNTHER—

Resolved by the City Council of the City of Lansing:

That the following transfer be approved:

\$5,800.00 from Gasoline Reserve—Central
Garage
A/C 101-222-000-751

\$1,800.00 to Equipment—Central
Garage
A/C 101-222-000-977

4,000.00 to Vehicles—Central
Garage
A/C 101-222-000-985

I hereby certify that this is a properly drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Adopted by the following vote:

Unanimously.

Howard McConnell, 910 D. Lenawee,
spoke relative 301 E. Michigan Avenue.

By COUNCILMAN BELEN—

That this meeting stand adjourned.

Carried.

Council adjourned at 8:48 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

December 15, 1980

F/B

CITY CLERK'S OFFICE
Room 921, City Hall
Lansing, Michigan 48933

Address Correction Requested

BULK RATE
U. S. POSTAGE
PAID
Permit No. 1461
Lansing, Michigan

951

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF LANSING

Proceedings, December 22, 1980

CITY COUNCIL ROOMS

December 22, 1980

Lansing, Michigan

The City Council of the City of Lansing, Michigan, met in regular session and was called to order by President Adado.

Present: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington—8.

Nays: None.

The Clerk announced that a quorum of the Council was present.

Invocation was given by Rev. Work.

Pledge of Allegiance was led by Ed. Lewis.

Mr. Lewis introduced the First Baptist Church Choir who sang Christmas Carols and Vince Covello and Mike Motz who sang Christmas songs.

December 18, 1980

Miss Theo Fulton

Lansing City Clerk

9th Floor, City Hall

Lansing, Michigan 48933

Dear Miss Fulton:

Attached is my Veto Message dealing with the resolution (Number 7) of Monday, December 15, 1980, agreeing to a settlement pertaining to the property commonly referred to as the Doubleday Building, located at 301 E. Michigan Avenue.

It is submitted to you in accordance with Section 3-305 of the Lansing City Charter.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee of the Whole.

December 18, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

Acting on the recommendation of the 100 Block Committee, based on the most current information available, you voted on December 15, 1980, to approve a settlement with the Aboods for purchase with stipulations of the building at 301 E. Michigan Avenue. I am, herewith, submitting my veto of this action to allow information that was received by me today to be presented to you in order that you have the opportunity to reconsider this action.

Specifically, and after a meeting with the developers, yesterday, staff appraised me that the construction schedule of the 100 Block and the Exhibition Center cannot be met at this time due to the unprecedented interest rates, which are too high to make the project financially feasible. This adversely affects the City's interest as contained in the Abood settlement, and thus prompts my action to veto your action for reconsideration purposes.

I have instructed staff to prepare a full report by tomorrow. If you wish to schedule a special meeting, this information could be presented to you at that time. I would also schedule a meeting with the developer after January 1, so that you may address questions directly to them. Please inform me if you wish to have such a meeting.

Sincerely,

GERALD W. GRAVES,
Mayor.

HEARING ON PROPOSED CHANGE IN ZONING CLASSIFICATIONS

December 22, 1980, at 7:00 o'clock being the time set as the time for holding a hearing on the proposed changes in the Classifications as provided for in the Zoning Code, which was passed by the City Council on November 13, 1958, said proposed amendment being as follows:

That the property described as:

Z-33-80—130 E. Reasoner Street

be rezoned from "C" Two Family Residential District to "DM" Multiple Family Dwelling District.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed amendment to the Classifications provided for in the Zoning Code he had the privilege of speaking at this time.

No objections were made to the proposed amendment.

Referred to Committee on Physical Development.

PUBLIC HEARINGS

CITY CLERK FULTON: This is the time set for the public hearing on the recommended phase-down of housing and public improvement activities in Neighborhood Development Area No. 1. This hearing is to consider amending Chapter 36, Article XA of the Code of Ordinances, City of Lansing pursuant to the requirements of Michigan Act 344 of the Public Acts of 1945 as amended.

PRESIDENT ADADO: The Clerk will read.

CITY CLERK FULTON: The recommended phase-down includes the completion of the issuance of search warrants permitting the Building, Safety and Development Department to inspect properties; the completion of rehabilitation work until the houses meet the established rehabilitation standards, the completion of code items until the houses meet the Uniform Housing Code, the reservation of funds to finance rehabilitation, acquisition and projects not completed and the transfer of all unencumbered funds to approved Community Development Block Grant activities.

PRESIDENT ADADO: Sandra Hearn's of the Lansing Planning Department will now proceed with the introduction of the exhibits.

SANDRA HEARNS: President Adado, members of City Council, ladies and gentlemen, this public hearing is being held in accordance with Michigan Act 344 of the Public Acts of 1945, as amended, an act known as the Blighted Areas Act. For the purpose of the record, I would like to introduce exhibits regarding the justification for the phase-down and activities that have occurred in preparation for this hearing.

(It is not necessary to read each of the exhibits but their description follows:

Exhibit No. 1 is a certified copy of an excerpt from Citizens' District Council No. 1 minutes for September 16, 1980, indicating that a position paper on the phase-down was presented.

Exhibit No. 2 is an affidavit affirming that a telephone survey was conducted on September 18, 1980, to determine the CDC vote on the phase-down.

Exhibit No. 2a is a copy of the results of the survey.

Exhibit No. 3 is a certified copy of an excerpt from the Planning Board's minutes of October 21, 1980, in which the members tentatively approved the phase-down of NDA No. 1.

Exhibit No. 4 is the status of activities in Neighborhood Development Area No. 1.

Exhibit No. 5 is a copy of the Resolution of the City Council setting December

22, 1980, as the date of Public Hearing to consider the recommended phase-down.

Exhibit No. 6 is a certified copy of the notice of the Public Hearing that was published in the Lansing State Journal on November 23, 1980.

Exhibit No. 7 is an affidavit affirming that notice of the Public Hearing was mailed to residents and property owners in the district and development areas of Neighborhood Development Area No. 1 on Wednesday, November 19, 1980.

Exhibit No. 8 is an affidavit affirming that notice of the Public Hearing was distributed door-to-door to the residents in the district and development areas of Neighborhood Development Area No. 1 on Saturday, November 22, 1980.

The Community Development Program is designed to revitalize neighborhoods through the rehabilitation of housing and the provisions of public improvements.

A drive through the Westside Neighborhood Development Area will support the fact that there is a big improvement in the condition of the neighborhood since the program was established on May 17, 1976.

Neighborhood Development Area No. 1 was the test case and has laid the foundation for the other development areas in the city. Now that the development plan for this area is near completion, it is the intention of the city to direct their staff support toward other Community Development Block Grant activities.

January 30, 1981, is the recommended date for the phase-down of activities in Neighborhood Development Area No. 1. After this date there will be no applications accepted for housing rehabilitation. All property owners involved with the housing rehabilitation process will continue with their repairs until the houses meet the established rehabilitation standards of N.D.A. No. 1. The property owners in the code compliance process will also continue their work until the houses meet the Uniform Housing Code as specified. The public improvement projects that are not completed will be finished by June 1981.

PRESIDENT ADADO: Anyone in the audience who would like to comment on the recommended phase-down of activities in Neighborhood Development Area No. 1 please step to the microphone. State your name, address and comments, keeping in mind that there may be other people who would like to be heard.

Public Comment on NDA No. 1 Phase-Down.

PRESIDENT ADADO: If there are no further comments, then the Planning Department is directed by the Chair to forward this Amendment to the Westside Neighborhood Development Area No. 1 Plan to Citizens' District Council No. 1 for their review. Pursuant to Public Act

344, the District Councils' action must be completed during the 10 day period ending on January 1, 1981.

Letter from Stanley M. Kasuda, Chairperson for Citizens' District Council No. 1, presented by Fred Johnson.

CITY CLERK FULTON: This is the time set for the public hearing on the proposed amendment to the Physical Development Plan for the Westside Neighborhood Development Area No. 1.

This hearing is to consider an amendment prepared pursuant to the requirements of Michigan Act 344 of the Public Acts of 1945 as amended.

PRESIDENT ADADO: The Clerk will read.

CITY CLERK FULTON: The proposed amendment contains provisions for the acquisition of two residential structures in NDA No. 1 at 1203 West Lenawee and 1219 West Lenawee.

PRESIDENT ADADO: Sandra Hearn of the Lansing Planning Department will now proceed with the introduction of the exhibits.

SANDRA HEARNS: President Adado, members of City Council, ladies and gentlemen, this public hearing is being held in accordance with Michigan Act 344 of the Public Acts of 1945, as amended, an act known as the Blighted Areas Act. For the purpose of the record, I would like to introduce seven exhibits regarding the background of these properties and activities that have occurred in preparation for this hearing.

(It is not necessary to read each of the exhibits but their description follows:)

Exhibit No. 1 is a certified copy of an excerpt from Citizens' District Council No. 1 minutes of July 15, 1980, in which the members tentatively approved the acquisition of the properties at 1203 West Lenawee and 1219 West Lenawee.

Exhibit No. 2 is a certified copy of an excerpt of the Planning Board's minutes of August 12, 1980, in which the members tentatively approved the acquisition of the properties at 1203 West Lenawee and 1219 West Lenawee.

Exhibit No. 3 is background information on the proposed acquisition properties, 1203 West Lenawee and 1219 West Lenawee in Neighborhood Development Area No. 1.

Exhibit No. 4 is a copy of the Resolution of the City Council setting December 22, 1980, as the date of Public Hearing to consider the proposed plan amendment.

Exhibit No. 5 is a certified copy of the notice of Public Hearing that was published in the Lansing State Journal on Sunday, November 23, 1980.

Exhibit No. 6 is an affidavit affirming that notice of the Public Hearing was mailed to residents and property owners in the district and development areas of Neighborhood Development Area No. 1 on Wednesday, November 19, 1980.

Exhibit No. 7 is an affidavit affirming that notice of the Public Hearing was distributed to residents in the district and development areas of Neighborhood Development Area No. 1 on Saturday, November 22, 1980.

The structures at 1203 West Lenawee and 1219 West Lenawee are in substandard condition. Cost estimates for the rehabilitation of 1203 West Lenawee have been made and it has been determined that the cost of repair is considerably more than the estimated market value. The structure at 1219 West Lenawee is situated on an inadequate sized lot which promotes overcrowding to the adjacent property, and the cost to repair is more than the estimated market value. Therefore, it is recommended that the properties be acquired, the families relocated and the structures demolished.

PRESIDENT ADADO: Anyone in the audience who would like to comment on the proposed acquisition of the properties at 1203 West Lenawee and 1219 West Lenawee in Neighborhood Development Area No. 1, the relocation of the families, and the demolition of the structures on the properties, please step to the microphone. State your name, address and comments, keeping in mind that there may be other people who would like to be heard.

Public Comment on NLA No. 1 Plan Amendment.

PRESIDENT ADADO: If there are no further comments, then the Planning Department is directed by the Chair to forward this Amendment to the Westside Neighborhood Development Area No. 1 Plan to Citizens' District Council No. 1 for their review. Pursuant to Public Act 344, the District Council's action must be completed during the 10 day period ending January 1, 1981.

Ruby Piper, owner of one of the properties, spoke.

PUBLIC HEARINGS

December 22, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed approval of an Industrial Facilities Exemption Certificate for

Capitol Bedding Company,
2301 Raymond Street.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed certificate they had the privilege of speaking at this time.

Councilman Blair asked Edward Kane, representing Capitol Bedding Co., to come to the microphone to answer some questions.

Referred to Committee on Economic Development.

December 22, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed Project Plan concerning the

Elizabeth S. Upjohn Project
(Pitney Bowes) d/b/a Kalamazoo Art-craft.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed plan they had the privilege of speaking at this time.

Referred to Committee on Economic Development.

December 22, 1980, at 7:00 o'clock being the time set as the time for holding a public hearing on the proposed establishment of a Lansing Industrial Development District IPR-8-80 for

Oldsmobile Division Plant No. 1—
General Motors Corporation.

The Council President announced that if there was anyone present who had any suggestions or objections to make to the proposed district they had the privilege of speaking at this time.

Mr. Art Smith, 1709 Gay Lane, Director Management, Oldsmobile No. 1 spoke and presented charts and also answered questions.

The following spoke opposing:

Richard Baker, 1004 W. Lapeer.

Zolton Ferency, East Lansing.

Alex Kotlowitz, 719 S. Magnolia.

Jim Davis, 317 Shepard.

John Snyder, 1023 Clark.

The following persons spoke in favor:

Wayne Williams, President-elect, Lansing Regional Chamber of Commerce.

Bud Mills, Vice-chairman Economic Development Corp.

Mary Reynolds.

Walter Jones, 215 Rumsey, asked questions.

Referred to Committee on Economic Development.

Recessed at 8:00 p.m.; reconvened at 9:00 p.m.

THE PUBLIC MAY NOW ADDRESS THE CITY COUNCIL ON ANY OF THE FOLLOWING ITEMS LISTED ON THE AGENDA: COMMUNICATIONS AND PETITIONS, COMMITTEE REPORTS, REPORTS OF CITY OFFICERS AND BOARDS AND RESOLUTIONS. YOU MAY SPEAK ONLY FOR 3 MINUTES ON ANY ONE ITEM.

Letter "e" under Mayor's letters was duplication of letter "g."

Jerry Lawler, 122 Horton St., spoke. Thanked Council for their help relative to Sparrow Hospital project.

COMMUNICATIONS AND PETITIONS

The following applications and bonds have been filed for licenses:

RUBBISH HAULER—

D. W. Harte Enterprises, Inc.

Referred to Committee on General Services.

The following claims have been filed:

Gary Young for damage to his automobile after hitting a large hole in street at corner of Washington Road and Wiloughby Road.

Ann Kotourcy Harris for injuries received due to fall from curb at Capitol Avenue and Lenawee Street.

Stanley J. Clark for Diane Garrett for damage to her garage door by City Employee.

Referred to Mayor, City Attorney.

The Roary Corporation files final plat of Webster Farms No. 3.

Referred to Mayor, Planning Board.

Liquor Control Commission submits request from David R. Conn Enterprises, Inc., for transfer of ownership of 1980 Class "C" licensed business with dance

permit at 2005-2007 East Michigan Avenue from Ivan R. Good.

Referred to Mayor, Committee on General Services.

Request from The Auto Body Credit Union for special 24-hour liquor permit for March 14, 1981, at the National Guard Armory.

Referred to Mayor, Committee on General Services.

Request from Michigan Municipal League for official designation of person to be the City of Lansing "Legislative Coordinator" for the 1981 Legislative Session to be held in Lansing on March 18, 1981.

Referred to Committee of the Whole.

Notice from the Ingham County Board of Commissioners of the resolution passed by them to waive review of township zoning ordinances and amendments thereto and to abolish Ingham County's coordinating zoning committee.

Received and placed on file with copy to Planning Department.

Department of Natural Resources submits applications to alter or occupy a flood plain area from:

Mr. Vernon L. Sayers.

Richard Fry of Westinghouse Electric Corporation.

Received and placed on file with copy to Planning Department.

Letter from the Eastside Neighborhood Association in regard to the use of a portion of the Boys Training School property by Edward W. Sparrow Hospital during construction.

Referred to Mayor and Committee on Physical Development.

MAYOR'S EXECUTIVE ASSISTANT COMMENTS ON ANY ITEM ON THE AGENDA

No comments.

REPORTS OF COMMITTEES

The COMMITTEE ON GENERAL SERVICES approves the following applications for licenses:

RUBBISH HAULER—
D. W. Harte Enterprises, Inc.

Signed:

WILLIAM A. BRENKE,
TERRY J. McKANE,
LOUIS F. ADADO,
Committee on General
Services.

By COUNCILMAN BRENKE—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

The COMMITTEE ON PHYSICAL DEVELOPMENT, to whom was referred the rezoning petition Z-33-80 for property at 130 East Reasoner Street from "C" Two Family Residential District to "DM" Multiple Dwelling District, reports as follows:

That said rezoning be approved.

Signed:

SIDNEY P. WORTHINGTON,
WILLIAM A. BRENKE,
LUCILE BELEN,
Committee on Physical
Development.

By COUNCILMAN WORTHINGTON—

That the report of the Committee be adopted.

Adopted by the following vote:

Unanimously.

**REPORTS OF CITY OFFICERS
AND BOARDS**

December 18, 1980

Honorable Mayor and Members
of the Lansing City Council

Re: Claim of June C. Oost in the
amount of \$20.00

Dear Mayor and Council:

Claimant alleges that at approximately 10:00 p.m. on October 23, 1980, while parked at 320 South Fairview, a fire occurred in a garage next door and the Fire Department vehicles responded before her vehicle could leave and pulled hoses around her vehicle to reach the fire. As a result,

claimant's vehicle was splashed with sooty water and its paint surface was damaged as the fire hoses were being rolled up. Claimant submitted a repair bill in the amount of \$20.00 and seeks to recover that amount.

Richard H. Patterson, Assistant Fire Chief, Lansing Fire Department, stated that his personnel were on duty at 318 South Fairview on October 23, 1980, at 10:16 p.m., and recalls seeing a car parked in the street in front of 318 South Fairview, and hose lines from Squad No. 1 were pulled around and over it and the tarpaulin that was placed over the hood and fenders of the vehicle came off when Squad No. 1 pulled the second hose line over the vehicle.

Michigan law, MCLA 691.1401; MSA 3.996(107) provides for tort liability in cases where the governmental agency is engaging in the exercise of governmental functions. Recent court decisions have limited the scope of "governmental function" to those activities that are "of essence to governing" e.g., those activities that can be effectively accomplished by the government. *Parker v Highland Park*, 404 Mich 183; 273 NW2d 413 (1978). Nevertheless, fighting fires is a governmental function of a municipality. *Powell v Village of Fenton*, 240 Mich 94; 294 MW 968 (1927).

Therefore, since fire fighting is, under the essence to government test, a governmental function, it is the opinion of this office that the Doctrine of Governmental Immunity, supra, applies to the instant situation. Therefore, though there is little doubt that claimant's car was damaged through no fault of her own, it is the recommendation of this office that her claim be denied based on immunity.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN WORTHINGTON—

That we concur in the recommendation of the City Attorney and said claim be denied.

Carried.

December 18, 1980

Honorable Mayor and Members
of the Lansing City Council

Re: Claim of Patricia Peek in the
amount of \$100.00

Dear Mayor and Council:

Claimant alleged that on October 31, 1980, while traveling northbound on Aurelius Road in a vehicle driven by her husband, he struck a pothole on Aurelius

Road north of Miller Road by the railroad crossing, and upon impact bent the right front rim which caused the right front tire to go flat. Claimant submitted two estimates for the cost of replacement of the rim and tire. The amount of the lowest estimate is \$106.23. Claimant had comprehensive insurance coverage with a deductible of \$100.00, therefore claimant seeks reimbursement in the amount of \$100.00.

Mr. Howard G. McCaffery, Director of the Public Service Department, informed this office that his office received a call at 9:30 a.m. on November 3, 1980, notifying of potholes on Aurelius Road just south of the railroad tracks. This call came from one of his supervisors and was the only record that his department had of potholes in that street.

MCLA 691.1402; MSA 3.996(102) provides in part:

"Each governmental agency having jurisdiction over any highway shall maintain that highway in reasonable repair so that it is reasonably safe and convenient for public travel. Any person sustaining bodily injury or damage to his property by reason of failure of any governmental agency to keep any highway under its jurisdiction in reasonable repair and in a condition reasonably safe and fit for travel, may recover the damage suffered by him from such governmental agency."

MCLA 691.1403; MSA 3.996(103) further provides in part:

"No governmental agency is liable for injuries or damages caused by defective highways unless the governmental agency knew, or in the exercise of reasonable diligence should have known, of the existence of the defect and had a reasonable time to repair the defect before the injury took place."

Based on the foregoing statutory provision, it appears to this office that the City had no notice of the alleged defect in the street on the date of the alleged incident, nor a reasonable time in which to repair the same before the incident occurred.

Therefore, based on the Doctrine of Governmental Immunity, *supra*, it is the recommendation of this office that claimant's claim be denied.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN WORTHINGTON—

That we concur in the recommendation of the City Attorney and said claim be denied.

Carried.

December 18, 1980

President Louis Adado
and Members of City Council

Re: Claim of Greg Blass in the amount
of \$22.58

Dear President Adado and Members
of City Council:

On October 29, 1980, Mr. Blass sought to park his vehicle in the Civic Center parking lot. A Civic Center employee was directing traffic in the lot and because all lined parking spaces were full, directed Mr. Blass to park next to the guard rail. Mr. Blass contends that the directions which were given to him by the Civic Center employee caused him to crease the guard railing, thus causing damage to the chrome on his right front wheel. As a result Mr. Blass has filed a claim in the amount of \$22.58 which represents the estimated damage to his car.

MCLA 691.1407; MSA 3.996(107) exempts a municipality from liability when engaging in the exercise of a governmental function. Under the most recent interpretation of a "governmental function" by the Michigan Supreme Court, only those activities which have no analogy in the private sector constitute a "governmental function." Because the operation of a parking lot does have a common analogy in the private sector, the City is not immune from liability in this case.

As a review of this claim reveals that some inadvertent negligence on behalf of the Civic Center employee caused the damage, this office recommends that Mr. Blass' claim be approved in the amount of \$22.58.

Respectfully submitted,

STEPHEN R. SAWYER,
City Attorney.

By COUNCILMAN WORTHINGTON—

That we concur in the recommendation of the City Attorney and the City Clerk be and she is hereby directed to draw a warrant on the City Treasurer in the amount of \$22.58 payable to Greg Blass.

Carried.

4683 Tolland Avenue
Holt, Michigan 48842

December 15, 1980

Honorable Louis F. Adado, President

Lansing, Michigan 48933

Lansing City Council

Dear Mr. Adado:

As I have moved outside the boundaries of the City of Lansing, I must resign from

my position on the Lansing Board of Ethics, effective immediately.

I appreciate the opportunity I have had to assist and serve the city.

Sincerely,

JOHN T. TURNQUIST.

Referred to Committee of the Whole.

DATE: 12/16/80

TO: City Council President and Members

FROM: Gerald W. Graves, Mayor

SUBJECT: Submission of attached correspondence from the Chairman, NDA No. 1 Re: Capitol Commons Problems

The attached correspondence is submitted for your information.

GERALD W. GRAVES,
Mayor.

Received and placed on file.

December 19, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

At its meeting on December 17, 1980, the Parks Board reviewed the request by residents in the Coachlight Commons area for the City of Lansing to acquire and develop park land in that area. I have reviewed the attached recommendation, as well as, other policy recommendations submitted to City Council, and concur that park development in this area should be approached in a planned, orderly manner.

The Parks Board has recommended that appropriate sites be identified and sought on a donation basis only, and that development of any park land should be considered as part of the City's ongoing Capital Improvements Plan. This is consistent with the Urban Parks Recovery Plan adopted by the Parks Board and by City Council, wherein the plan identifies that a five-acre neighborhood park is the top future acquisition priority of the City. That does not, however, specify at what location in the neighborhood the most appropriate site exists. Further, in the South West Area Plan, submitted to City Council in September and still awaiting your action, the Planning Board and South West Area Citizens Committee commented that "no further acquisition of park space is recom-

mended without substantial new residential growth." The proposed general land use, Map 23 from that document, indicates no specific park area in the Coachlight Commons neighborhood in light of the likelihood of additional residential development over time.

I concur with this approach and to that end, I am referring this matter to the Capital Improvements Program Committee for consideration as part of the City's regular budget process. I would warn City Council against any hasty action to treat this request as an "emergency" item, or to act on any specific property acquisition without thorough review of all alternatives to meet both the short-term and long-term needs of this neighborhood.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

December 18, 1980

Honorable Council President Louis F. Adado and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

On December 4, 1980, 15 advisory board reports were forwarded to you in accordance with Section 5-106.4 of the Lansing City Charter. In keeping with this mandate of the Charter, I am forwarding the below listed reports which have been received subsequent to the above-mentioned communication.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file with copy to Internal Auditor.

December 18, 1980

Honorable Council President Louis F. Adado and Members of Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

I wish to bring to your attention the very grave situation the City of Lansing now faces with respect to its Comprehensive Employment and Training Act (CETA)

program, particularly for those agencies which rely on CETA dollars through the City to run their programs.

At this point 2½ months into the Federal budget year, the CETA funding for individual prime sponsors and their major communities is still indefinite. However, in the latest Congressional budget action, the CETA Title VI programs (regular VI and work projects) were cut by 40.7% of the original proposed allocation. That original proposed allocation had been used by the U. S. Department of Labor to determine how much each community should plan to spend in its CETA programs.

This significant reduction appears to be a harbinger of further reductions or possibly outright elimination of the CETA Title VI programs when the Reagan administration begins planning for its first Federal budget to take effect October 1, 1981. It will force every Title VI program nationwide to gear down to a virtual standstill for the remainder of this budget year.

On top of that, with the very recent submission of preliminary census figures for the 1980 census, Lansing has been adjusted to 34% of the population of the Tri-County area, a reduction from past years when Lansing had been estimated at approximately 38% of the Tri-County population. This caused a further downward adjustment of Lansing's CETA funds.

The net effect is that the City of Lansing will have nowhere near the funds available for CETA programs that had been anticipated. Rather, the possible budget shortfall for this fiscal year is now estimated by the Manpower Office at \$360,000—assuming every existing CETA participant completes a full 18 months of eligibility in the program, and that no positions are refilled upon an incumbent leaving the slot. With the more stringent requirements to qualify for the CETA program, and with the bleak economic outlook in the private sector for transition of CETA employees into unsubsidized positions, the likelihood increases that CETA participants will stay in the CETA program for their full 18-month eligibility.

With this in mind, I have agreed to a staff recommendation that a hiring moratorium be instituted in all the CETA programs funded by the City of Lansing similar to the moratorium now in effect in City Hall itself. That moratorium will provide that no immediate re-hiring be done for any position which becomes vacant, and that filling of positions be done on a case-by-case review basis dependent on the critical needs fulfilled by a specific position.

That direction has recently been communicated to all CETA-funded agencies.

The budget cost to keep all current CETA positions filled through the balance of the fiscal year would be even more dramatic, approximately \$1.2 million more than has presently been allocated.

The result is obvious: agencies that rely on CETA dollars — and many of these have

already realized other government funding cutbacks — will have to undergo further belt-tightening than what they are now experiencing, and further belt-tightening for the remainder of the year than what they might have anticipated.

Staff have been directed to monitor the accrual of residual funds as closely as possible, so that measures may be taken to avoid wholesale butchering of the services provided by these agencies. At the same time, I must implore upon City Council that the City must resist the temptation to supplement any agencies hit by the CETA funding reductions from any other funding source. The City's financial plan is too fragile to allow unanticipated mid-year appropriations for any agency merely to offset governmental reductions initiated beyond our control.

And I must again warn City Council that more CETA cuts may be on the way from the incoming Congress and incoming Federal administration.

Further, I would remind City Council of the greatly reduced importance the CETA program in City Hall itself. Due to the tighter CETA restrictions on average wages, the CETA program has been reduced from approximately 175 Public Service Employment (PSE) positions three years ago in City departments to just 28 today, of which just 17 are presently filled.

The above is submitted to you for informational purposes.

Sincerely,

GERALD W. GRAVES,
Mayor.

Received and placed on file.

December 18, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

For your consideration and confirmation, I am submitting to you the names of Howard Spence and Gary Weston to serve as Temporary Directors for the Airport Realty Economic Development Corporation project. Please note that the above-named individuals currently serve as Temporary Directors for several other EDC projects.

Trusting these recommendations meet with your approval, I remain

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Economic Development.

December 17, 1980

Honorable Council President Louis F. Adado
and Members of the Lansing City Council

10th Floor, City Hall

Lansing, Michigan 48933

Dear Council President and Members:

Attached please find a copy of a communication received from the Planning Department regarding Citizens' District Council No. 1, which is self-explanatory.

In accordance with the Bylaws of the CDC, the positions of Rosa Lee Chastine, Kathy Madden and Abdul Ansari are hereby declared vacant. A replacement will be forwarded for the vacancies upon completion of the selection process by the CD staff.

Sincerely,

GERALD W. GRAVES,
Mayor.

Referred to Committee on Physical Development.

RESOLUTIONS

By COUNCILMEN BRENKE, ADADO,
McKANE—

Resolved by the City Council of the City of Lansing:

The request of the Michigan Indian Benefit Association, 820 West Saginaw Street, Lansing, Michigan, County of Ingham, for a bingo license is hereby approved provided all other requirements of the Bingo Division of the Bureau of State Lottery have been satisfied; and

Be It Further Resolved for the purpose of the issuance of a bingo license the City of Lansing hereby recognizes the Michigan Indian Benefit Association (M.I.B.A.) as a non-profit community organization as of this 22nd day of December, 1980.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

That the City Council of the City of Lansing hereby approves the confirmation of Lynda J. Heal to the Waterfront Development Board for a term to expire in June of 1983.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON PUBLIC
PROPERTIES AND SAFETY—

Resolved by the City Council of the City of Lansing:

Whereas, parking meters have been requested on the east side of S. Capitol Avenue in the 300 block to alleviate parking problems; and

Whereas, the Traffic and Parking Division has reviewed traffic flow and on-street parking along S. Capitol Avenue from Michigan Avenue to Kalamazoo Street, concluding that metered parking can be accommodated; and

Whereas, the Traffic Board and the Mayor concur in recommended changes to S. Capitol Avenue parking restrictions to allow the metered parking;

Now, Therefore, Be It Resolved the Lansing City Council hereby adopts the following Traffic Board recommendations:

1. Establish one-hour metered parking areas on the east side of S. Capital Ave. as follows:
 - A. from 130 ft. north of Kalamazoo to 160 ft. south of Washtenaw
 - B. from 125 ft. south of Washtenaw to 63 ft. south of Washtenaw
 - C. from 235 ft. south of Allegan to 195 ft. south of Allegan
 - D. from 120 ft. south of Allegan to 60 ft. south of Allegan
2. Establish a one-hour metered parking area on the west side of S. Capitol Ave. from 60 ft. north of Kalamazoo to 140 ft. north of Kalamazoo, and

Be It Further Resolved the Administration is hereby authorized to re-stripe S. Capitol Avenue and install meters in these areas as soon as possible.

Adopted by the following vote:

Yeas: Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington—7.

Nay: Councilman Blair—1.

By COUNCILMAN JACK D. GUNTHER—

Resolved by the City Council of the City of Lansing:

Whereas, required by Section 37-25(1) of Chapter 37 of the Code of Ordinance of the City of Lansing, Michigan; and

Whereas, the City Controller requests release of Financial Security for Sunset Hills No. 10; and

Whereas, the Parks and Recreation De-

partment recommends the release of Financial Security for Sunset Hills No. 10; and

Be It Resolved, that the City Council of the City of Lansing hereby approves the request by the City Controller to release Financial Security in the amount of \$3,904.00 for Sunset Hills No. 10; and, therefore

Be It Resolved, that the City of Lansing will retain \$25,696.00 in financial security to cover public improvements not yet completed.

Adopted by the following vote:

Unanimously.

By COUNCILMAN JACK D. GUNTHER—

Resolved by the City Council of the City of Lansing:

Whereas, required by Section 37-25(1) of Chapter 37 of the Code of Ordinance of the City of Lansing, Michigan; and

Whereas, the City Controller requests release of Financial Security for the Delaware Park No. 4; and

Whereas, the Parks and Recreation Department recommends the release of Financial Security for Delaware Park No. 4; and

Be It Resolved, that the City Council of the City of Lansing hereby approves the request by the City Controller to release Financial Security in the amount of \$1,248.00 for Delaware Park No. 4; and, therefore

Be It Further Resolved, that the City of Lansing will retain \$44,240.00 in financial security to cover public improvements not yet completed.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing :

LS-85-80

6600 Block of Richard Road (west side)

3305-09-326-031

More particularly described as:

Lot 10, Supervisor's Plat No. 12 of Delhi Township, now City of Lansing, Ingham County, Michigan.

Whereas Roy Markey has submitted a request to divide a parcel of land into two (2) lots; each with a width of 57.25 feet, for the purpose of constructing two single family homes; and

Whereas the Planning Board has reviewed the request and recommends approval subject to conditions; and

Whereas the Physical Development Committee of City Council has reviewed the report of the Planning Board and does concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing approves the request to divide the above described property in the following manner:

Parcel A: The north $\frac{1}{2}$ of Lot 10, Supervisor's Plat No. 12 of Delhi Township, now City of Lansing, Ingham County, Michigan.

Parcel B: The south $\frac{1}{2}$ of Lot 10, Supervisor's Plat No. 12 of Delhi Township, now City of Lansing, Ingham County, Michigan; and

Be It Further Resolved that no development shall occur on these lots until sewer service is available to serve said lots.

The applicant, however, stipulates and understands that the lot split as granted by the City of Lansing does not necessarily mean that the applicant may proceed with the division of the property. The applicant further understands that there may be some private restrictions contained in his deed for plat restrictions which may or may not be required with the Register of Deeds, which may run with the land. The applicant further understands that the City does not have the power or authority over these restrictions.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

P-14-80

Newark Terrace—Final Plat

Whereas the final plat of Newark Terrace Subdivision has been submitted for approval; and

Whereas the Planning Board has reviewed the final plat of Newark Terrace Subdivision and found it to be in substantial conformance with the preliminary plat and recommended approval subject to conditions; and

Whereas the Physical Development Committee of City Council has reviewed the report of the Planning Board and does concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the final plat of Newark Terrace Subdivi-

sion be approved subject to the conditions of approval by the different departments and agencies at the time review and approval was given to the preliminary plat and; also, subject to the conditions outlined following:

- 1) That a Deed or Abstract of Title, accompanied by an attorney's opinion as to the marketability of the land, or a Certificate of Title Insurance be submitted to the City Clerk prior to the filing of the plat and the affixing of the Municipal Seal.
- 2) That final security be posted in the amount specified by the Public Service Department and the Department of Parks and Recreation.
- 3) That final clearance from the Board of Water and Light for the development be obtained.
- 4) That all easements be recorded and shown on the face of the plat as required by all private utilities.
- 5) That all requirements of the Public Service Department be complied with except for the extension of the storm drain which has been deleted as a requirement by the Public Service Department; and

Be It Further Resolved that the City Clerk be, and she is hereby, directed to notify the proprietor(s) of the plat and the surveyor(s) of the land of this approval.

Adopted by the following vote:

Unanimously.

By COUNCILMAN WORTHINGTON—

Resolved by the City Council of the City of Lansing:

FCF-7-80

1204 Bensch Street

Whereas, pursuant to Act 28, Public Acts of 1977 of the State of Michigan, the State of Michigan Department of Social Services has notified the City of Lansing of its intent to license an adult foster care family home upon the premises, commonly known as 1204 Bensch, more particularly described as:

Lot 95 and the north 17 feet of Lot 94, Excelsior Land Company's Subdivision; City of Lansing, Ingham County, Michigan; and

Whereas it is deemed desirable that the City of Lansing make a recommendation to the Michigan Department of Social Services regarding said intent to license;

Now, Therefore, Be It Resolved that a public hearing be held on Monday, January 19, 1981 at 7 p.m. in Council Chambers on the Tenth (10) Floor of City Hall, Lansing, Michigan, where all persons having an interest in the proposed adult foster care family home may attend and be heard.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

Resolved by the City Council of the City of Lansing:

Whereas, the Lansing City Council has established a Lansing Commercial Redevelopment District CRD-8-79 in the City of Lansing, pursuant to Act 255, 1978 and

Whereas, September 8, 1980, Lansing City Council approved a Certificate for LWC Company in the above District, and

Whereas, William R. & Rosemary Ralls are the new owners of the property commonly known at 118 W. Ottawa Street and

Whereas, Certificates may be transferred to new owners in accordance with Sec. 15 of the Commercial Redevelopment Act, and

Whereas, William R. & Rosemary Ralls have made application for the transfer of the original certificate, and

Whereas, a hearing was held on William R. & Rosemary Ralls' application for a transfer of the exemption certificate on December 15, 1980, at which time all interested persons had an opportunity to be heard, and

Now, Therefore, Be It Resolved that the Council of the City of Lansing approve the transfer of the Exemption Certificate from LWC Company to William R. & Rosemary Ralls in Lansing Commercial Redevelopment District CRD-8-79 and shall remain in effect for a period of 12 years.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT COMMITTEE—

Whereas, the Lansing City Council has established a Lansing Industrial Development District No. 1 in the City of Lansing, pursuant to Act 198, 1974 and

Whereas, Capitol Bedding Company has submitted an application for an Industrial Facility Exemption Certificate in said Industrial Development District No. 1, and

Whereas, a hearing was held on Capitol Bedding Company's application for an exemption certificate on December 22, 1980, at which time all interested persons had an opportunity to be heard, and

Whereas, this Council finds that the granting of this exemption certificate, considered together with the aggregate amount of Industrial Facilitis and Commercial Redevelopment Exemption Certificates previously granted and currently in force shall not have the effect of substantially impeding the operation of the City of Lansing nor impairing the financial soundness of taxing units levying ad valorem property taxes in the City of Lansing; see memorandum of the Finance Director dated December 9, 1980, attached hereto;

Now, Therefore, Be It Resolved that the Council of the City of Lansing approve the application from Capitol Bedding Company for an exemption certificate in Lansing Industrial Development District No. 1 and shall remain in effect for a period of 12 years.

Adopted by the following vote:

Unanimously.

By ECONOMIC DEVELOPMENT
COMMITTEE—

RESOLUTION APPROVING PROJECT
AREA, PROJECT DISTRICT AREA AND
APPOINTMENT OF ADDITIONAL
DIRECTORS
(Airport Realty Project)

Minutes of a regular meeting of the City Council of the City of Lansing, Michigan, held at 7:00 o'clock p.m., Michigan Time, on December 22, 1980, at which the following members were present:

Councilmen Adado, Belen, Brenke, Gunther, Lindemann, McKane, Worthington; and the following were absent:

None.

The following preamble and resolution were offered by Committee on Economic Development:

Whereas, there exists in the City of Lansing the need for programs to alleviate and prevent conditions of unemployment, to assist and retain local industries and commercial enterprises in order to strengthen and revitalize the City's economy and to encourage the location and expansion of commercial enterprises to provide needed services and facilities to the City and its residents; and

Whereas, the Economic Development Corporations Act, being Act No. 338, Public Acts of Michigan, 1974, as amended (the "Act") provides a means by which this purpose and intent may be accomplished; and

Whereas, Airport Realty Company, or its assigns, has proposed the acquisition and construction of a new manufacturing facility (the "Project") to alleviate the aforesaid conditions and provide needed services and the Project has been initiated by The Economic Development Corporation of the City of Lansing (hereinafter referred to as the "EDC"); and

Whereas, the EDC, in conformity with Act 338 of the Public Acts of 1974, as amended, has designated a Project Area and recommended a Project District Area for the Project to this City Council for its approval; and

Whereas, the Mayor of the City of Lansing has appointed two additional directors to the EDC Board who are representative of neighborhood residents or business interests which may be affected by the project.

Now, Therefore, Be It Resolved By This Council of The City of Lansing, as follows:

1. The Project Area described in Exhibit A, as designated by the EDC, be and is hereby certified as approved.

2. The Project Area is zoned for its contemplated use and the surrounding area is compatible with the Project. Accordingly, the Project District Area is hereby designated as those parcels described in Exhibit A.

3. It is hereby determined that there are less than eighteen (18) residents, real property owners, or representatives of establishments located within the Project District Area and, therefore, a Project Citizens District Council shall not be formed pursuant to Section 20(b) of the Act.

4. The appointment of Howard Spence and Gary— Weston as additional directors of the EDC Board for the Airport Realty Project is hereby ratified and confirmed.

5. The City Clerk be, and is hereby directed to provide a certified copy of this resolution to the Secretary of the Board of the EDC.

Adopted:

Yeas: Councilmen Adado, Belen, Blair, Brenke, Gunther, Lindemann, McKane, Worthington.

Nays: None.

Not voting: None.

Absent: None.

STATE OF MICHIGAN)
COUNTY OF INGHAM) ss.

I hereby certify that the foregoing is a true and complete copy of the minutes of a regular meeting of the City Council of the City of Lansing, Counties of Ingham,

Eaton and Clinton, Michigan, held on the 23rd day of December, 1980, and that the said minutes are on file in the office of the City Clerk and are available to the public. Public notice of said meeting was given pursuant to and in compliance with Act No. 267, Public Acts of Michigan, 1976, including in the case of a special or rescheduled meeting, notice by publication or posting at least eighteen (18) hours prior to the time set for said meeting.

THEO FULTON,
City Clerk.

Dated: December 22, 1980.

Adopted by the following vote:

Unanimously.

EXHIBIT A

Lot 13 and Lot 14 of Block 10 of Handy Home Addition to the City of Lansing, Ingham County, Michigan. Also

Beginning on the South line of Porter Street (66 feet wide) at a point North 89°59' West 500.91 feet from the intersection of said South line of Porter Street with the West line of Ballard Street, thence South 215.45 feet, thence South 89°31'30" West 229.58 feet, thence North 0°41' West 250.05 feet along the East side of the NYC RR r/w thence South 89°59' East 218.22 feet m/l to the West line of the Plat of Sheridan Street Addition, thence South 33 feet, thence South 89°59' East 13.5 feet along the South line of Porter Street to the point of beginning. Also

That portion of James Seymour's Subdivision on the SW ¼ of Section 10, T4N, R2W, City of Lansing, Ingham County, Michigan, beginning at Southwest corner of Lot 18, Block 11, Handy Home Addition to the City of Lansing, Michigan, as recorded in Liber 2 of Plats on page 19, Ingham County Records, running thence Northerly 42.0 feet on the west line of said Lot 18, thence Westerly 103.52 feet parallel with centerline of Porter Street extended to a point 8.5 feet from centerline of the Michigan Central Railroad sidetrack, thence Southerly 75.0 feet to a point on the centerline of Porter Street extended and 12.5 feet from centerline of said Railroad sidetrack, thence Easterly 104.43 feet to the west end of dedicated Porter Street, thence Northerly 33.0 feet to the point of beginning, containing 7,798 square feet, more or less. Also

Parcel "N" — Beginning on the South line of Porter Street 66 feet wide at a point N 89°59' W 452.59 feet from the intersection of said South line of Porter Street with the West line of Ballard Street; running thence S 0°48' E 214.7 feet on the Westerly edge of a loadbearing masonry wall supporting a two-story structure and projection thereof, thence S 89°31'30" W 280.13 feet to the East line of the Michigan

Central Railroad right of way, thence N 0°41' W 250.05 feet along said right of way to the South line of Porter Street 33 feet wide, thence S 89°59' E 218.22 feet more or less, to the West line of Plat of Sheridan Street Addition, thence South 33.0 feet, thence S 89°59' E 62.7 feet to the point of beginning, being a portion of Lot 7 of James Seymour's Sub'n and also parts of the vacated Plat of Sheridan Street Addition, all situated on the Southwest ¼ of Section 10, T4N, R2W, City of Lansing, Ingham County, Michigan.

By COUNCILMAN WORTHINGTON—

Whereas, by petition duly filed on the 22nd day of September, 1980, this council was petitioned to change the following described property from "C" Two Family Residential District to "DM" Multiple Family Dwelling District all as set forth in the Zoning Code of this city, and

Whereas, due notice as required by law has been given for a public hearing on said petition, and

Whereas, at such hearing held on the 22nd day of December, 1980, all parties interested therein were heard and given due consideration, and

Whereas, the property involved is described as:

Z-33-80 — 130 East Reasoner; 3301-09-204-101.

More particularly described as:

Lot 12, Block 3, Turner and Smith Subdivision, City of Lansing, Ingham County, Michigan;

from a "C" Two Family Residential District to a "DM" Multiple Dwelling District.

Whereas, pursuant to Act 207, Public Acts of 1921, as amended, the Planning Board advised City Council to approve the request; and

Whereas the Physical Development Committee of City Council reviewed the report of the Planning Board, and does concur therewith;

Now, Therefore, Be It Resolved that the Council of the City of Lansing ordains that the request to rezone the above described property from "C" Two Family Residential District to "DM" Multiple Family Residential District be approved; and

Be It Further Resolved that the City Clerk be, and she is hereby, directed to notify the applicant of this action.

Adopted by the following vote:

Unanimously.

By COMMITTEE ON FINANCE—

Resolved by the City Council of the City of Lansing:

That the following transfer be approved:

\$100.00 from General Fund—Estimated
Revenue
A/C 101-000-000-160

\$100.00 to Gen. Fund—Fire
Administration—Citizens'
Contribution
A/C 101-337-000-956

I hereby certify that this is a properly drawn and eligible transfer.

JAMES W. DOWSETT,
Finance Director.

Approved:

JACK D. GUNTHER,
WILLIAM A. BRENKE,
TERRY J. McKANE,
Ways and Means Committee.

Adopted by the following vote:

Unanimously.

REMARKS BY THE MAYOR'S
EXECUTIVE ASSISTANT

No remarks.

REMARKS BY THE CITY COUNCIL

Councilman Adado thanked citizens who attended council meetings and persons who watch on television and the Council for their cooperation during his two years as President of the Council.

By COUNCILMAN BLAIR—

That this meeting stand adjourned.

Carried.

Council adjourned at 9:30 p.m.

THEO FULTON,
City Clerk.

Lansing, Michigan

December 22, 1980

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